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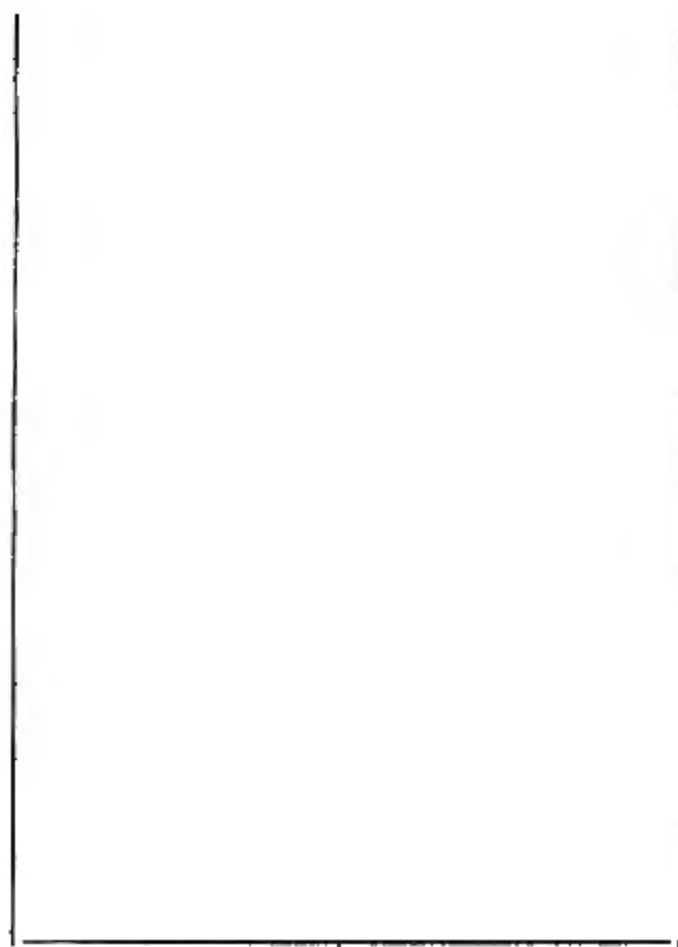
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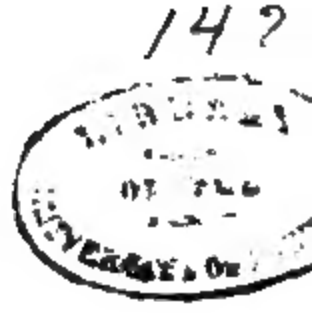


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JOURNAL  
OF THE  
**HOUSE OF REPRESENTATIVES**  
OF THE  
STATE OF MICHIGAN.

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1877.

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*Printed by virtue of an Act of the Legislature, under the direction and supervision of*

**DANIEL L. CROSSMAN,**

**Clerk of the House of Representatives.**

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**IN TWO VOLUMES.**

**VOL. I.**

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**BY AUTHORITY.**

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1877.





# HOUSE JOURNAL.

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*Lansing, Wednesday, January 3, 1877.*

Pursuant to the requirements of the Constitution, the members elect to the House of Representatives of the Legislature of the State of Michigan, for the year 1877, assembled in the Representative Hall of the Capitol, at Lansing, on Wednesday, the third day of January, at 11 o'clock, and were called to order by Daniel L. Crossman, Clerk of the last House.

Prayer was offered by Rev. Mr. Prudden, of Lansing.

Upon examining the credentials of members it was ascertained that the several counties were fully represented except the following:

James M. Turner, of the first district of Ingham county; O. O. Stanchfield, of Lake county; Ben. L. Laubach, of the second district of Ottawa county; and Paul Gies, of the first district of Wayne county.

On motion of Mr. Rich,

Hon. Nathaniel A. Hamilton, of Berrien county, was chosen temporary Speaker.

On motion of Mr. Howland,

The temporary Speaker was authorized to appoint a Sergeant-at-Arms temporarily.

The temporary Speaker appointed William K. Childs, of Washtenaw county, as Sergeant-at-Arms temporarily.

Mr. Van Raalte moved that a committee of two be appointed to wait on Lieutenant Governor Sessions, and invite him to administer the oath of office to the several members elect.

Which motion prevailed.

The temporary Speaker appointed Mr. Van Raalte of Ottawa county, and Mr. Hoyt of Saginaw county, as such committee.

After a short absence, the committee reported Lieutenant Governor Sessions in attendance.

The roll of the members was then called by counties and districts, when the following members answered to their names, and, having taken and subscribed to the oath of office, were admitted to seats as Representatives in the Legislature of the State of Michigan:

*Allegan*—1st District, Crosby Eaton; 2d District, Jerome Winchell.

*Alpena*—Robt. J. Kelley.

*Antrim*—Geo. E. Steele.

*Barry*—1st District, Joseph W. Stinchcomb; 2d District, Asa D. Rork.

*Bay*—1st District, Michael A. Dowling; 2d District, Nathan Knight.

- Benzie*—James Lee.
- Berrien*—1st District, Silas Ireland; 2d District, Nathaniel A. Hamilton; 3d District, Geo. F. Edwards.
- Branch*—1st District, Rodney K. Twadell; 2d District, Erastus J. Welker.
- Calhoun*—1st District, Jas. A. Walkenshaw; 2d District, John W. Fletcher; 3d District, Richard Keeler.
- Cass*—Samuel Johnson.
- Cheboygan*—Wm. McArthur.
- Clinton*—1st District, Eugene V. Chase; 2d District, Newton H. Baker.
- Delta*—Samuel M. Stephenson.
- Eaton*—1st District, Samuel Nixon; 2d District, James J. Gould.
- Genesee*—1st District, Simeon R. Billings; 2d District, John Willett.
- Grand Traverse*—James L. Gibbs.
- Gratiot*—Wm. S. Turck.
- Hillsdale*—1st District, Charles Mosher; 2d District, Samuel B. Brown.
- Houghton*—S. D. North.
- Huron*—Thomas B. Woodworth.
- Ingham*—1st District, ————; 2d District, Stanley W. Turner.
- Ionia*—1st District, Nathan B. Hayes; 2d District, Sanford A. Yeomans.
- Isabella*—Samuel W. Hopkins.
- Jackson*—1st District, Patrick Hankerd; 2d District, James C. Wood; 3d District, Luther H. Ludlow.
- Kalamazoo*—1st District, Jonathan Parsons; 2d District, Simpson Howland.
- Kent*—1st District, Clarence W. Prindle, Simeon L. Baldwin; 2d District, Welcome W. Johnson; 3d District, Amherst B. Cheney.
- Lake*————.
- Lapeer*—1st District, John T. Rich; 2d District, William L. Abbott.
- Lenawee*—1st District, Alfred D. Hall; 2d District, Richard B. Robbins; 3d District, Jacob C. Sawyer.
- Livingston*—Giles Ross.
- Macomb*—1st District, Lucius H. Canfield; 2d District, Seth K. Shetterly.
- Manistee*—Augustine Farr.
- Marquette*—1st District, Henry H. Stafford; 2d District, Lester Curtis.
- Mecosta*—Fitch Phelps.
- Midland*—Clement W. Stone.
- Monroe*—1st District, Lucien B. Miller; 2d District, Joseph L. Valade.
- Montcalm*—S. R. Stevens.
- Muskegon*—Geo. M. Smith.
- Newaygo*—Joseph B. Jewell.
- Oakland*—1st District, Edwin G. Clark; 2d District, Marcus D. Elliott; 3d District, John D. Norton.
- Oceana*—O. K. White.
- Ontonagon*—Alonzo C. Davis.
- Osceola*—Walter H. Palmer.
- Ottawa*—1st District, Dirk B. K. Van Raalte; 2d District, ————.
- Saginaw*—1st District, Charles D. Little; 2d District, Herbert H. Hoyt; 3d District, George W. Sackrider.
- Sanilac*—John S. Thompson.
- Shiawassee*—1st District, Rasselas Reed; 2d District, Derwin W. Sharts.
- St. Clair*—1st District, Chas. T. Moore; 2d District, Chas. F. Harrington; 3d District, John D. Jones.

*St. Joseph*—1st District, Wm. Allman; 2d District, Giles B. Markham.

*Tuscola*—Chas. B. Mills.

*Van Buren*—1st District, E. Parker Hill; 2d District, James E. Ferguson.

*Washtenaw*—1st District, Edward P. Allen; 2d District, Andrew J. Sawyer;  
3d District, Ezra B. Norris.

*Wayne*—1st District, Richard Hawley, Fred. A. Baker, Patrick McGinnis,  
Edwin F. Conely, Stephen Martin, Louis Dillman, ————; 2d District,  
G. W. Crandell; 3d District, Myron Coon; 4th District, Thomas Morrison.

Mr. Mosher moved that the House take a recess until half-past two o'clock  
this afternoon.

Mr. Hill moved to amend by making the time two o'clock.

Mr. Lee moved to amend the amendment by making the time three o'clock;

The amendment to the amendment did not prevail.

The amendment to the original motion then prevailed.

The question then recurring on the original motion as amended,

The same prevailed.

The House then took a recess until two o'clock this afternoon.

#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House was called to order by the temporary Speaker.

Roll called: quorum present.

Mr Van Raalte offered the following:

*Resolved*, That the rules of the last House of Representatives be adopted as  
the rules of this House until further ordered;

Which was adopted.

On motion of Mr. Rork,

The House proceeded to the election of Speaker, with the following result:

#### FOR JOHN T. RICH.

Mr. Abbot,	Mr Gould,	Mr. Markham,	Mr. Stafford,
Allen,	Hall,	Mills,	Steele,
Allman,	Hamilton,	Moore,	Stephenson,
Baldwin,	Harrington,	Morrison,	Stephens,
Billings,	Hayes,	Mosher,	Stinchcomb,
Brown,	Hill,	Nixon,	Thompson,
Chase,	Hopkins,	North,	Turck,
Cheney,	Howland,	Parsons,	S. W. Turner,
Conely,	Hoyt,	Palmer,	Twadell,
Crandell,	Ireland,	Phelps,	Van Raalte,
Curtiss,	Jewell,	Prindle,	Walkinshaw,
Davis,	S. Johnson,	Reed,	Welker,
Eaton,	W. W. Johnson,	Robbins,	Willetts,
Edwards,	Jones,	Rork,	Winchell,
Elliott,	Keeler,	A. J. Sawyer,	White,
Farr,	Kelly,	J. C. Sawyer,	Woodworth,
Ferguson,	Lee,	Sharts,	Yeomans,
Gibbs,	Ludlow,	Smith,	

## FOR EDWIN F. CONELY.

Mr. F. A. Baker,	Mr. Dowling,	Mr. McArthur,	Mr. Norton,
N. H. Baker,	Fletcher,	McGinnis,	Ross,
Canfield,	Hankerd,	Martin,	Sackrider,
Clark,	Hawley,	Miller,	Shetterly,
Coon,	Knight,	Norris,	Valade,
Dillman,	Little,		

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## FOR HERBERT H. HOYT.

Mr. Rich,

1

The temporary Speaker announced that Hon. John T. Rich of Lapeer county, having received a majority of all the votes cast, was duly elected to the office of Speaker of the House.

Mr. Little moved that a committee of two be appointed to wait on the Speaker elect and conduct him to the chair;

Which motion prevailed.

The temporary Speaker appointed Messrs. Little of Saginaw, and Baldwin of Kent, as such committee.

The committee performed the duty assigned them, and the Speaker elect, on assuming the chair, addressed the House as follows:

*Gentlemen of the House of Representatives:*

We are here assembled, in connection with the Honorable Senate, to make laws for our already large and rapidly growing State,—a State second to none in the intelligence, industry, and enterprise of its inhabitants; a State in which many difficulties meet the legislator at almost every turn, owing in part to its large extent of territory and its great diversity of interests. The farming interests of the southern part, the lumber and timber interests of the middle and northern parts of the Lower Peninsula, and the iron and copper interests of the Upper Peninsula have all objects to be attained peculiar to themselves. In making laws for such varied interests it is necessary that the representatives of these different affairs make sometimes large concessions to one another, in order that harmony may prevail in your deliberations.

In assuming the duties of presiding officer over the legislative business of this House, I ask you to criticise my acts with all the charity consistent with the circumstances. I thank you sincerely for the high honor you have conferred upon me, and will, to the best of my ability, so perform the duties which may devolve upon me as to merit your approval.

On motion of Mr. Van Raalte,

The House proceeded to the election of Chief Clerk, with the following result:

## FOR DANIEL L. CROSSMAN.

Mr. Abbott,	Mr. Hall,	Mr. Mills,	Mr. Stafford,
Allen,	Hamilton,	Moore,	Steele,
Allman,	Harrington,	Morrison,	Stephenson,
Baldwin,	Hayes,	Mosher,	Stephens,
Billings,	Hill,	Nixon,	Stinchcomb,
Brown,	Hopkins,	North,	Thomson,
Chase,	Howland,	Parsons,	Turck,
Cheney,	Hoyt,	Palmer,	S. W. Turner,
Crandell,	Ireland,	Phelps,	Twadell,

Mr. Curtiss, Davis, Eaton, Edwards, Elliott, Farr, Ferguson, Gibbs, Gould,	Mr. Jewell, S. Johnson, W. W. Johnson, Jones, Keeler, Kelley, Lee, Ludlow, Markham,	Mr. Prindle, Reed, Rich, Robbins, Rork, A. J. Sawyer, J. C. Sawyer, Sharts, Smith,	Mr. Valade, Van Raalte, Walkinshaw, Welker, Willett, Winchell, White, Woodworth, Ycomans, 72
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## ISAAC P. WORDEN.

Mr. F. A. Baker, N. H. Baker, Canfield, Clark, Conely, Coon,	Mr. Dillman, Dowling, Fletcher, Hankerd, Hawley, Knight,	Mr. Little, McArthur, McGinnis, Martin, Miller,	Mr. Norris, Norton, Ross, Sackrider, Shetterly, 22
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The Speaker announced that Daniel L. Crossman, of Ingham county, having received a majority of all the votes cast, was duly elected to the office of Clerk of the House ;

Whereupon Mr. Crossman addressed the House as follows :

GENTLEMEN : I thank you for the place, and I desire to put my word of thanks upon record. I will do my best to serve you well. How I may succeed will rest, in part, with you, as every officer of the House is dependent upon the members for that aid and encouragement necessary to complete success. Mistakes and errors will occur, especially now while we are strangers, and later in the session as business crowds. To be free from mistakes is more than mortal can claim ; when they shall occur, I bespeak your forbearance to endure, and your aid to correct them. The position is not new to me ; for the last twelve years I have missed but one session of the House. Serving as Assistant Clerk, member, and Clerk, I know the labor connected with this desk. Yet, again, I thank you for the place, and undertake to perform its duties as you and your presiding officer shall direct.

On motion of Mr. Mosher,

The House proceeded to the election of Enrolling and Engrossing Clerk, with the following result :

## FOR HORACE R. HULBURD.

Mr. Abbott, Allen, Allman, Baldwin, Billings, Brown, Chase, Cheney, Crandell, Curtis, Davis, Eaton, Edwards,	Mr. Hall, Hamilton, Harrington, Hayes, Hill, Hopkins, Howland, Hoyt, Ireland, Jewell, S. Johnson, W. W. Johnson, Jones,	Mr. Mills, Moore, Morrison, Mosher, Nixon, North, Parsons, Palmer, Phelps, Prindle, Reed, Rich, Robbins,	Mr. Stafford, Steele, Stephens, Stinchcomb, Thomson, Turck, S. W. Turner, Twadell, Valade, Van Raalte, Walkinshaw, Welker, Willett,
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Mr. Elliott, Farr, Ferguson, Gibbs, Gould,	Mr. Keeler, Kelly, Lee, Ludlow, Markham,	Mr. Rork, A. J. Sawyer, J. C. Sawyer, Sharts, Smith,	Mr. Winchell, White, Woodworth, Yeomans,	71
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## GEORGE W. CHANDLER.

Mr. F. A. Baker, N. H. Baker. Canfield, Clark, Conely, Coon,	Mr. Dillman, Dowling, Fletcher, Hankerd, Hawley, Knight,	Mr. Little, McArthur, McGinnis, Martin, Miller, Norris,	Mr. Norton, Ross, Sackrider, Shetterly, Wood,	23
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The Speaker announced that Horace R. Hulburt, having received a majority of all the votes cast, was duly elected to the office of Enrolling and Engrossing Clerk of the House.

Mr. Martin announced that Representative Gies, of the first district of Wayne county, was present and desired to take his seat; Mr. Gies came forward, took and subscribed the constitutional oath of office and took his seat.

On motion of Mr. A. J. Sawyer,

The House proceeded to the election of Sergeant-at-Arms, with the following result:

## FOR WILLIAM K. CHILDS.

Mr. Abbott, Allen, Allman, Baldwin, Billings, Brown, Chase, Cheney, Crandell, Curtiss, Davis, Eaton, Edwards, Elliott, Farr, Ferguson, Gibbs, Gould, Hall,	Mr. Hamilton, Harrington, Hayes, Hill, Hopkins, Howland, Hoyt, Ireland, Jewell, S. Johnson, W.W. Johnson, Jones, Keeler, Kelly, Lee, Ludlow, Markham, Mills,	Mr. Moore, Morrison, Mosher, Nixon, Norris, North, Parsons, Palmer, Phelps, Prindle, Reed, Rich, Robbins, Rork, A. J. Sawyer, J. C. Sawyer, Sharts, Smith,	Mr. Stafford, Steele, Stephenson, Stephens, Stinchcomb, Thompson, Turck, S. W. Turner, Twadell, Valade, Van Raalte, Walkinshaw, Welker, Willett, Winchell, White, Woodworth, Yeomans,	73
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## CHESTER WARRENER.

Mr. F. A. Baker, N. H. Baker, Canfield, Clark, Conely, Coon,	Mr. Dillman, Dowling, Fletcher, Gies, Hankerd, Hawley,	Mr. Knight, Little, McArthur, McGinnis, Martin, Miller,	Mr. Norton, Ross, Sackrider, Shetterly, Wood,	23
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The Speaker announced that William K. Childs, having received a majority of all the votes cast, was duly elected Sergeant-at-Arms of the House.

The oath of office was then administered to the Chief Clerk, Enrolling and Engrossing Clerk, and Sergeant-at-Arms elect, and the several named officers entered on the discharge of their duties.

Mr. Yeomans offered the following:

*Resolved*, That the Chief Clerk, Sergeant-at-Arms, and Engrossing and Enrolling Clerk be and are hereby empowered to appoint each an assistant.

Which was adopted.

Mr. Van Raalte offered the following:

*Resolved* (the Senate concurring), That the joint rules of the Senate and House of Representatives, in joint convention of the last Legislature, be and they are hereby adopted, as the rules of the present Senate and House, until otherwise ordered.

On motion of Mr. Welker,

The rules were suspended, two-thirds of all the members present voting therefor, and the resolution was adopted.

Mr. Billings offered the following:

*Resolved* (the Senate concurring), That Benjamin B. Baker, of the County of Ingham, be appointed Postmaster of the House and Senate; and that he receive a compensation therefor of three dollars per diem.

Laid over under the rules.

Mr. Robbins offered the following:

*Resolved*, That the Clerk of this House be instructed to procure one thousand copies of the daily journal of the House and Senate for the use of the members of this House.

On motion of Mr. Little,

The resolution was laid on the table.

Mr. Welker moved that a committee of two be appointed to wait upon the Honorable the Senate, and inform that body that the House has completed its organization, and is now ready for business.

Which motion prevailed.

The Speaker appointed as such committee Messrs. Welker of Branch, and Little of Saginaw.

Mr. Howland offered the following:

*Resolved*, That the Speaker of the House be hereby authorized to appoint a keeper of the cloak room, 2 firemen, 6 messenger boys at large and 1 for himself, and that the Clerk be authorized to appoint a Clerk's messenger boy;

Which was adopted.

Mr. Van Raalte moved to take from the table the following resolution:

*Resolved*, That the Clerk of this House be instructed to procure one thousand copies of the daily journal of the House and Senate for the use of the members of this House.

Which motion prevailed.

The resolution was then adopted.

Mr. Van Raalte offered the following:

*Resolved*, That the hour of meeting for the daily session of this House be at 10 o'clock A. M. until otherwise ordered;

Which was adopted.

Mr. Norton moved that the House take a recess until half-past three;

Which motion did not prevail.



Mr. Elliott, Farr, Ferguson, Gibbs, Gould,	Mr. Keeler, Kelly, Lee, Ludlow, Markham,	Mr. Rork, A. J. Sawyer, J. C. Sawyer, Sharts, Smith,	Mr. Winchell, White, Woodworth, Yeomans,	71
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## GEORGE W. CHANDLER.

Mr. F. A. Baker, N. H. Baker. Canfield, Clark, Conely, Coon,	Mr. Dillman, Dowling, Fletcher, Hankerd, Hawley, Knight,	Mr. Little, McArthur, McGinnis, Martin, Miller, Norris,	Mr. Norton, Ross, Sackrider, Shetterly, Wood,	23
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The Speaker announced that Horace R. Hulburt, having received a majority of all the votes cast, was duly elected to the office of Enrolling and Engrossing Clerk of the House.

Mr. Martin announced that Representative Gies, of the first district of Wayne county, was present and desired to take his seat; Mr. Gies came forward, took and subscribed the constitutional oath of office and took his seat.

On motion of Mr. A. J. Sawyer,

The House proceeded to the election of Sergeant-at-Arms, with the following result:

## FOR WILLIAM K. CHILDS.

Mr. Abbott, Allen, Allman, Baldwin, Billings, Brown, Chase, Cheney, Crandell, Curtiss, Davis, Eaton, Edwards, Elliott, Farr, Ferguson, Gibbs, Gould, Hall,	Mr. Hamilton, Harrington, Hayes, Hill, Hopkins, Howland, Hoyt, Ireland, Jewell, S. Johnson, W.W. Johnson, Jones, Keeler, Kelly, Lee, Ludlow, Markham, Mills,	Mr. Moore, Morrison, Mosher, Nixon, Norris, North, Parsons, Palmer, Phelps, Prindle, Reed, Rich, Robbins, Rork, A. J. Sawyer, J. C. Sawyer, Sharts, Smith,	Mr. Stafford, Steele, Stephenson, Stephens, Stinchcomb, Thompson, Turck, S. W. Turner, Twadell, Valade, Van Raalte, Walkinshaw, Welker, Willett, Winchell, White, Woodworth, Yeomans,	73
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## CHESTER WARRENER.

Mr. F. A. Baker, N. H. Baker, Canfield, Clark, Conely, Coon,	Mr. Dillman, Dowling, Fletcher, Gies, Hankerd, Hawley,	Mr. Knight, Little, McArthur, McGinnis, Martin, Miller,	Mr. Norton, Ross, Sackrider, Shetterly, Wood,	23
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The Speaker announced that William K. Childs, having received a majority of all the votes cast, was duly elected Sergeant-at-Arms of the House.

The oath of office was then administered to the Chief Clerk, Enrolling and Engrossing Clerk, and Sergeant-at-Arms elect, and the several named officers entered on the discharge of their duties.

Mr. Yeomans offered the following:

*Resolved*, That the Chief Clerk, Sergeant-at-Arms, and Engrossing and Enrolling Clerk be and are hereby empowered to appoint each an assistant.

Which was adopted.

Mr. Van Raalte offered the following:

*Resolved* (the Senate concurring), That the joint rules of the Senate and House of Representatives, in joint convention of the last Legislature, be and they are hereby adopted, as the rules of the present Senate and House, until otherwise ordered.

On motion of Mr. Welker,

The rules were suspended, two-thirds of all the members present voting therefor, and the resolution was adopted.

Mr. Billings offered the following:

*Resolved* (the Senate concurring), That Benjamin B. Baker, of the County of Ingham, be appointed Postmaster of the House and Senate; and that he receive a compensation therefor of three dollars per diem.

Laid over under the rules.

Mr. Robbins offered the following:

*Resolved*, That the Clerk of this House be instructed to procure one thousand copies of the daily journal of the House and Senate for the use of the members of this House.

On motion of Mr. Little,

The resolution was laid on the table.

Mr. Welker moved that a committee of two be appointed to wait upon the Honorable the Senate, and inform that body that the House has completed its organization, and is now ready for business.

Which motion prevailed.

The Speaker appointed as such committee Messrs. Welker of Branch, and Little of Saginaw.

Mr. Howland offered the following:

*Resolved*, That the Speaker of the House be hereby authorized to appoint a keeper of the cloak room, 2 firemen, 6 messenger boys at large and 1 for himself, and that the Clerk be authorized to appoint a Clerk's messenger boy;

Which was adopted.

Mr. Van Raalte moved to take from the table the following resolution:

*Resolved*, That the Clerk of this House be instructed to procure one thousand copies of the daily journal of the House and Senate for the use of the members of this House.

Which motion prevailed.

The resolution was then adopted.

Mr. Van Raalte offered the following:

*Resolved*, That the hour of meeting for the daily session of this House be at 10 o'clock A. M. until otherwise ordered;

Which was adopted.

Mr. Norton moved that the House take a recess until half-past three;

Which motion did not prevail.

Mr. Winchell offered the following:

*Resolved* (the Senate concurring), That the printer for the State be instructed to forward one copy of the daily Journal to each newspaper published in the State, to each county clerk, the Judges of the Supreme Court, and to the resident clergy of the city of Lansing.

Mr. Wood moved that the rules be suspended and the resolution be put upon its immediate passage.

Which motion did not prevail, two-thirds of all the members present not voting therefor.

The resolution was then laid over under the rules.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, January 3, 1877. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That the joint rules of the Senate and House of Representatives, and the rules in joint convention of the last Legislature be, and are hereby adopted as the rules of the present Senate and House until otherwise ordered.

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,  
JAMES H. STONE,  
*Secretary of the Senate.*

On motion of Mr. Wood,  
The House concurred.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, January 3, 1877. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved* (the House concurring), That Edgar S. Porter of the county of Ingham, be appointed postmaster of the House and Senate, to distribute all mail matter belonging to members of the House and Senate, and that he receive a compensation therefor of three dollars per day;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,  
JAMES H. STONE,  
*Secretary of the Senate.*

Mr. Billings moved to lay the resolution on the table;

Which motion did not prevail.

The question being on concurring in the passage of the resolution,

Mr. Billings demanded the yeas and nays.

The demand was seconded, pending the motion,

Mr. Billings moved to amend by inserting the name of Benjamin B. Baker in place of Edgar S. Porter;

Pending which,

On motion of Mr. Robbins,

The further consideration of the subject was postponed for one day.

Mr. Robbins offered the following:

*Resolved*, That the Clerk of this House be instructed to furnish each member with a copy of the Manual of the last session of the Legislature;

Which was adopted.

Mr. Winchell offered the following:

*Resolved*, That this House heartily sympathizes with the reporters for the press in the inconvenience experienced from the use of the window in the rear of their gallery, for the purpose of ventilation, and we hereby request the Sergeant-at-Arms to contrive some other means of ventilation, that the window mentioned may be closed.

Which was not adopted.

The committee appointed to wait upon the honorable the Senate and inform that body that the House had completed its organization and is now ready for business, reported that they had discharged that duty.

Report received and committee discharged.

The Sergeant-at-Arms announced a committee from the Senate, who informed the House that the Senate had completed its organization and was ready for business.

The Speaker announced the following

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
*Lansing, Jan. 3, 1877.* }

*To the Speaker of the House of Representatives:*

SIR:—I am instructed by the Senate to inform the House that Senators Baxter and Burleigh have been appointed a Committee on the part of the Senate, to act with a like Committee on the part of the House, to wait on the retiring Governor and the Governor elect, and inform them that the two Houses are duly organized and ready to receive any communication which they may be pleased to make,

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

On motion of Mr. Wood,

The House concurred.

The Speaker appointed as such committee on the part of the House, Messrs. Wood and Robbins.

The committee appointed to act with a like committee from the Senate and wait upon the retiring Governor and the Governor elect, and inform them that the two Houses are duly organized and ready to receive any communication that they may be pleased to make, reported that they had performed that duty, and have to inform the House that the retiring Governor will be pleased to meet the two Houses in joint convention to-morrow, the 4th, at 10½ o'clock A. M.; and that the Governor elect will be pleased to meet the two Houses in joint convention on the next day, the 5th, at 10½ o'clock A. M.

Report received and committee discharged.

Mr. Mills offered the following :

*Resolved*, that the Clerk be instructed to cause a copy of the Journal of this House to be sent to each of the prosecuting attorneys of the several counties of this State ;

Mr. Little moved to amend by including in the resolution, "the Supreme Court, and each Court of Record ;"

Which motion prevailed.

The resolution as amended was then adopted.

Mr. W. W. Johnson offered the following :

*Resolved*, That the pastors of the different churches of this city are hereby invited to officiate alternately at the opening of the morning sessions of this House ;

Which was adopted.

On motion of Mr. Van Raalte,

The House adjourned.



*Lansing, Thursday, January 4, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Slade.

Roll called : quorum present.

Mr. Palmer announced that Representative O. O. Stanchfield, of Lake county, was present and desired to take his seat.

Mr. S. W. Turner also announced that Representative James M. Turner, of the first district of Ingham county, was present and desired to take his seat.

Messrs. Stanchfield and Turner then came forward, took and subscribed the constitutional oath of office and took their seats.

Mr. W. W. Johnson moved that a committee of two be appointed to wait upon the resident clergymen of this city and invite them to conduct the religious exercises of the House during the present session ;

Which motion prevailed.

The Speaker appointed as such committee Messrs. W. W. Johnson and Welker.

Mr. Wood offered the following :

*Resolved*, That the correspondents of the Detroit Free Press, Detroit Tribune, and Detroit Post, and such other newspapers as desire to be represented by reporters, be assigned to places on the Speaker's platform, usually reserved for them, and that the said correspondents be furnished with copies of the legislative journal, and all reports, bills and documents, and other printed matter pertaining to the business of the House ;

Which was adopted.

Mr. Mills offered the following :

*Resolved*, That Rule No. 41, of the Rules of the House, be amended so as to provide for an additional committee on "the State House of Correction."

On motion of Mr. Wood,

The resolution was laid on the table.

Mr. Wood offered the following :

*Resolved*, That the Judges of the Supreme Court and State officers be invited to seats in the Hall during the joint convention ;

Which was adopted.

Mr. Van Raalte offered the following :

*Resolved* (the Senate concurring), That Valorus M. Bruce, of Mecosta county, be appointed postmaster of the Senate and House, to distribute all mail matter belonging to the members of the Senate and House, at a compensation of three dollars per day.

Mr. Van Raalte moved that the rules be suspended, and the resolution put upon its immediate passage ;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on the adoption of the resolution,

Mr. Hoyt moved to amend the same by inserting the name of Charles H. Richmond in place of Valorus M. Bruce,

Pending which,

Mr. Welker moved that the resolution be laid on the table ;

Which motion did not prevail.

The hour having arrived for the meeting of the Senate and House in joint convention,

The Speaker announced that all other business would be held in abeyance, and a message on that subject received from the Senate ;

Which message was as follows :

SENATE CHAMBER,  
*Lansing, January 3, 1877.* }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution :

*Resolved* (the House concurring), That the Senate and House of Representatives meet in joint convention to-morrow morning, at 10½ o'clock, to listen to such communication as the retiring Governor may be pleased to make.

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

On motion of Mr. Wood,

The House concurred.

Mr. Wood offered the following :

*Resolved*, That a committee be appointed to wait upon the Senate and inform that body that the House is ready to receive them in Joint Convention ;

Which was adopted.

The Speaker appointed as such committee, Messrs. Wood and Hoyt.

After a short absence the committee reported that they had performed the duty assigned them, and were discharged.

The Sergeant-at-Arms announced the Honorable Senate, who were conducted to seats.



## PROCEEDINGS IN JOINT CONVENTION.

The Joint Convention was called to order by the Hon. Alonzo Sessions, Lieutenant Governor, and President of the Senate.

The roll of the Senate was called by the Secretary thereof, and a quorum of the Senators were present.

The roll of the House was called by the Clerk thereof, and a quorum of the members were present.

The President announced that the joint convention had assembled to receive any communication which the retiring Governor John J. Bagley might be pleased to make.

Senator Chamberlain moved that a committee of one on the part of the Senate and two on the part of the House be appointed to wait on the retiring Governor, and the State officers, and inform them that the Senate and House were assembled in joint convention and were ready to receive any communication the retiring Governor might be pleased to make ;

Which motion prevailed.

The President appointed as such committee Senator Chamberlain and Representatives A. J. Sawyer and Conely.

After a short absence the committee returned and reported that, owing to the death of a brother, Governor Bagley was unable to be present ; but that his Private Secretary, Geo. H. Hopkins, was in attendance and would present to the joint convention his retiring message.

The Sergeant-at Arms announced his Excellency, Governor Croswell, Secretary Hopkins, and the State officers, who were conducted to seats.

Senator Taylor moved that a committee of one on the part of the Senate and two on the part of the House be appointed to wait upon the Judges of the Supreme Court, and invite them to occupy seats in the House during the proceedings in joint convention ;

Which motion prevailed.

The President appointed as such committee Senator Taylor and Representatives Robbins and Wood.

After a short absence the committee returned and reported that they had performed the duties assigned them, and that the judges of the Supreme Court were in attendance.

The Private Secretary of the retiring Governor, John J. Bagley, then read his message, as follows :

## SENATORS AND REPRESENTATIVES :—

On the 26th day of the present month Michigan will have reached her fortieth birthday. Neither pen nor pencil can fitly describe the transforming miracles that each succeeding year has witnessed ; forest to field—marsh to meadow—openings to orchards—hut to home, have followed one another in quick succession.

Standing to day in the midst of this abundant prosperity, with pardonable pride we repeat the prophetic motto which our fathers gave us,—“ *Si quæris peninsulam amoenam, circumspice.*” An empire in extent, with natural resources that seem almost inexhaustible, with means of transportation by land and water unequalled on the globe ; a soil that “ tickled with a hoe, laughs with a harvest ;” dotted all over with happy homes ; schools and institutions of learning with open doors for all ; the ills that afflict humanity liberally and



kindly cared for; with a history that tells of no gallows ever having been erected in our borders; no slave having ever trod our soil; no treason attainted any citizen; all this is our inheritance, ours to preserve and to increase.

The charitable, educational, and penal institutions of the State are valued at \$3,910,500, divided as follows:

University.....	\$483,500 00
Agricultural College.....	252,300 00
Normal School.....	62,700 00
State Public School.....	153,380 00
Institution for Deaf, Dumb and Blind.....	438,000 00
Michigan Insane Asylum.....	1,405,280 00
Eastern Insane Asylum.....	220,000 00
Reform School.....	245,340 00
House of Correction at Ionia.....	111,000 00
State Prison.....	539,000 00

There are one hundred and five chartered banks in the State with a capital of \$16,573,300, and individual deposits of \$18,357,875.

The State Salt Inspector reports 2,544,594 barrels of salt inspected for the years '75 and '76, an increase of 694,269 barrels over the two preceding years.

The production of iron ore for 1876 was 967,000 tons; of ingot copper, 18,000 tons, representing an aggregate value of \$11,000,000.

FINANCES.

The balance in the Treasury Sept. 30, 1874, was.....	\$1,070,274 32
Receipts for year ending Sept. 30, 1875.....	2,208,929 55

	\$3,279,203 87
Disbursements for same time.....	2,050,097 37

Balance in Treasury Sept. 30, 1875.....	\$1,229,106 50
Receipts for year ending Sept. 30, 1876.....	1,744,406 29

	\$2,973,512 79
Disbursements for same time.....	1,909,507 49

Balance in Treasury Sept. 30, 1876.....	\$1,064,005 30
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Of this balance there belongs to the

Sinking Fund.....	\$ 415,407 47
Military Fund.....	27,111 78
Primary School Interest Fund.....	80,457 31
Canal Fund.....	54,611 54
	\$557,588 10

The bonded debt of the State has been reduced during the year ending Sept. 30, 1876, \$53,000.00, and during the four years ending September 30, 1876, \$851,142.81.

Of this amount, \$389,142.81 were matured bonds, and \$462,000.00 were unmatured and paid in advance. A premium of \$6,043.45 was paid for \$151,000.00 of these bonds,—an average of about 4 per cent. The disbursements over and above receipts for interest in 1873 were \$82,706.52, and in 1876 \$21,885.98. The bonded debt of the State, Sept. 30, 1876, was \$1,392,142.27, divided as follows:

Sault Canal Bonds, 6's, due July 1, 1879 .....	\$46,000 00
Renewal Loan Bonds, 6's, due July 1, 1878 .....	101,000 00
Two-Million Loan Bonds, 6's, due January 1, 1878.....	244,000 00
Two-Million Loan Bonds, 6's, due January 1, 1883.....	629,000 00
War Bounty Loan Bonds, 7's, due May 1, 1890.....	357,000 00
Adjusted Bonds, due January 1, 1863.....	3,000 00
\$21,000.00 Part-paid Five-Million Loan Bonds, adjustable at \$578.57 per \$1,000.....	12,149 97

The cash in the Treasury set apart for the payment of the Bonded Debt is as follows:

Sinking Fund .....	\$415,407 47
Canal Fund.....	54,611 54
Balance from sale of Two-Million Loan Bonds to pay adjusted and Five-Million Loan Bonds.....	15,149 97
	<hr/>
	\$485,168 98

Which leaves the total Bonded Debt of the State, less cash in the Treasury, applicable to its payment, \$906,980.99.

In addition to this there was remaining unpaid of specific taxes September 30, 1876, on call, \$290,499.33, which when collected will add that amount to the Sinking Fund, and leave the State debt, less fund applicable to its payment, only \$616,000.00.

The State Treasurer has been diligent in his endeavors to purchase the bonds of the State, having personally visited many holders, and offering premiums to the full amount of the interest received by the State from its depositories, but with limited success.

The Trust Debt of the State is composed of the following funds and amounts:

Primary School Fund.....	\$2,259,282 01
Five per cent Primary School Fund.....	299,676 59
University Fund.....	344,855 78
Agricultural College Fund.....	118,827 68
Normal School Fund.....	53,301 32
Railroad and other deposits.....	3,403 33
	<hr/>
Total .....	\$3,079,346 71

An increase in two years of \$135,584.34.

## SINKING FUND.

This fund is created by the Constitution, Sec. 1, Art. XIV., as follows: "*All specific taxes, except those received from the mining companies of the Upper Peninsula, shall be applied in paying the interest upon the primary school, university, and other educational funds, and the interest and principal of the state debt in the order herein recited, until the extinguishment of the state debt, other than the amounts due to the educational funds, when such specific taxes shall be added to, and constitute a part of the primary school interest fund.*"

The increase in specific taxes, and the rapid extinguishment of the bonded debt will soon leave, under this provision, a large balance of specific taxes that can *only* be used in the support of the primary schools. I can see no reason why specific taxes should go for the support of schools, that would not apply to any other tax, and I believe our schools would soon be ruined if they were supported by state taxation alone. The people need to watch the schools and their management,—if they pay for them they will, if they do not they will soon lose their interest in them. I would not advise the discontinuance of the Sinking Fund, as we should put beyond the control of any power whatever the question of the faithful payment of the public debt, and the interest on the educational trust funds in the hands of the state; but I recommend the submission of an amendment to the Constitution striking out the clause directing that the balance of specific taxes shall be placed in the School Fund, and insert in its stead that it may be used for the ordinary expenses of the state. Should this proposition meet your approval and that of the people, it will soon reduce general taxation quite largely, and equalize the burden of governmental expenses. Practically out of debt—in all new undertakings paying as we go—meeting every demand of duty and charity cheerfully and promptly—this exhibit of our financial affairs can not be other than gratifying to every citizen.

The repeal of sec. 124 compiled laws, commonly known as the "five-year law," will work seriously to the disadvantage of the state.

The state is obliged to advance to the counties all the taxes of every nature returned to the Auditor General's office as delinquent, as soon as the period of redemption expires. The result is that a county may make any sort of assessment as to value, or neglect to collect its taxes with impunity.

Worthless lands can be assessed at high prices—taxed for township, school, or highway purposes, and the state is bound to pay it.

The amount that the state will be obliged to advance as e what now stands, without recourse upon the county for any part of the loss, in case of failure to collect, will be from seventy thousand to eighty thousand dollars per annum, with a probable continual increase.

The amount of unsold state tax lands (*i. e.* lands struck to state at tax sales on which no money has been collected, but for which the counties have been paid by the state for the taxes returned thereon) for the past five years is as follows:

Oct., 1872, \$618,167.87.

Oct., 1873, \$683,414.62. Increase of \$65,246.75 over 1872.

Oct., 1874, \$790,112.97. Increase of \$6,698.35 over 1873.

Oct., 1875, \$1,146,879.11. Increase of \$356,766.14 over 1874.

Oct., 1876, \$1,462,977.61. Increase of \$316,098.50 over 1875.

The extraordinary increase in the last two years proves very clearly that it will be necessary at an early day to re-enact something similar to the old law,

with some additional safe guards which that did not contain. If the system is to remain as it now is it will deplete the treasury rapidly.

Of the appropriation made in 1873 for "corner stone" celebration, \$2,478.69 remains undrawn. The appropriation made in 1867 of \$2,500 for "history of campaigns" has not been used. The State Treasurer should be authorized transfer these appropriations to the general fund.

STATE LANDS AND ROADS.

For the two years ending Sept. 30, 1876, the sales of State lands have been 191,354.89 acres for the sum of \$283,928.56, being a decrease, as compared with the two previous years, of 359,433.66 acres, and \$412,232.54 in receipts, showing a large reduction in the revenues of the State from this source.\*

The lands belonging to the State at the close of the fiscal year are 3,073,-239.91 acres, classified as follows:

Primary School.....	369,919.13
Primary School Indemnity.....	49,178.29
Primary School Forfeited.....	25,699.11
Agricultural College.....	162,400.84
Agricultural College Forfeited.....	2,398.40
Salt Spring Land.....	1,315.63
Salt Spring Forfeited.....	280.00
Asylum.....	680.00
Asylum Forfeited.....	1,080.00
University.....	200.00
University Forfeited.....	98.25
Normal School Forfeited.....	160.00
Internal Improvement.....	380.31
Asset.....	3,850.90
Swamp Land.....	2,405,017.93
Swamp Indemnity.....	46,713.12
Swamp Forfeited.....	3,868.00

\*During the two years ending September 30, 1876, 191,354.89 acres of State Lands were disposed of, as follows:

	Acres.	Dollars.
<i>Original for Cash or Part-Payments.</i>		
Primary School Land.....	10,839.83	\$39,644 17
University (Niles city lots).....		150 00
Asset Land.....	710.00	4,575 25
Agricultural College Land.....	6,752.72	20,898 16
Swamp Lands.....	15,070.77	18,909 92
Being.....	82,873.37	\$34,177 50
Patented for Roads and Ditches.....	137,174.99	175,176 41
Total Original Sales.....	170,048.36	\$259,353 91
<i>Sales of Forfeited Land.</i>		
Primary School Land.....	4,432.62	\$18,225 48
Agricultural College Land.....	500.00	2,400 00
Asylum Land.....	80.00	470 00
Salt Spring Land.....	40.00	160 00
Normal School Land.....	80.00	320 00
State Building (Lansing city lots).....		75 00
Swamp Lands.....	3,361.83	2,924 17
Total sales of Forfeited Land.....	8,554.45	\$24,574 65
Total Sales.....	178,602.81	\$283,928 56
Patented to Settlers under Homestead Act.....	12,752.08	
Total amount of Land disposed of.....	191,354.89	

The large amount of forfeited lands in this list, amounting to over 33,000 acres, are mostly lands that have been bought on time, stripped of their timber, and then forfeited, resulting in great loss to the State and to the counties. This, with the losses accruing in the same way, on licensed homestead lands, induced the Commissioner and myself to endeavor in some way, to put a stop to it, and to recover for the State some of the moneys lost by it.

For this purpose we appointed D. J. Evans as Trespass Agent, and authorized him to make proper investigations and settlements, subject to the approval of the Commissioner of the Land Office. He has collected and paid into the Treasury in three years, the net sum of \$29,390.94 over and above expenses. The legislation of 1873 and 1875, if aided by care on the part of the Land Office, ought to prevent future frauds on the school lands of the State,—but the system of licensed homesteads, leaves an open door for similar frauds on homestead lands,—and there will undoubtedly be a demand for the services of a Trespass Agent for some time to come. The appointment heretofore made was not in compliance with any express law, but the results show its importance and necessity. I fully concur in the recommendation of the Commissioner, that a law be enacted providing for such appointment, to be discontinued at the discretion of the Governor. I desire to call your especial attention to the report of the Commissioner and Trespass Agent, and to the recommendations contained therein.

Under Joint Resolution No. 15, Laws of 1873, I have received from the General Government \$18,257.59, collected at an expense of \$1,056.67.

The amount of swamp land roads and ditches constructed during the past two years, has been 84½ miles, at a cost of \$103,352.36,—being a decrease over the preceding two years of 213 miles, and of \$311,000.00 in expenditures. After an experience with the State road and ditch system of four years, I cannot refrain from expressing my convictions that it is a wasteful and extravagant expenditure of our swamp lands, and that some better plan should be devised to take its place.

The school lands on the copper and iron range have been examined, and those on the copper range have been appraised, and are now subject to entry and purchase.

The plats of all State lands are now on file in the office of the Secretary of State, in accordance with law. During the administration of the retiring Commissioner, the plats have been copied and the records of the office written up, the lands of the State have been carefully husbanded, and much important legislation suggested, protecting the interests of the State.

#### EDUCATION.

The school census of 1876 reports 457,785 children of school age, of whom 343,947 were enrolled; an increase in two years of 21,680 in the whole number, and of 17,805 in the enrolled number.

There are 5,917 school-houses in the State with 419,662 sittings; being 75,715 more than the enrollment. The value of school buildings and grounds is \$9,382,270.00; total expenditure for the year, \$4,128,707.00. Indebtedness of school districts \$1,674,175.00; an increase in two years of \$499,045.00. Number of teachers, 12,900. Primary School Fund held in trust by the State Sept. 30, 1876, \$3,147,917.73, producing an annual income of \$214,360.83.

The statistics given herewith denote an annual public expenditure of \$5,000,000.00 for education by the people of this State. We have provided schools

not only for our own families, but for the unfortunate and criminal children. The log school-house and the stately University share equally our solicitude and care. We have special colleges for the farmer, schools in which to fit teachers, schools for the professional student, and for one or two technical pursuits. We seem to recognize in all its fullness the truth of the old proverb, "the breath of the school-children is the saving of the world."

Yet with all this, there are many thoughtful citizens who ask themselves the question: "Are we doing our educational work in the best way, are our schools all they ought to be, do they help our children as much as they should in the practical things of life and fit them to be productive, self-helping citizens?" In times of financial depression like the present, when we fully realize that the only way up and out is through the productive industry of the people, the question is a pertinent one. The army of children who yearly come out from our schools are to recruit the ranks of the industrious or the idle. That the natural tendency is towards the former we do know, and our system of education ought therefore to be an efficient help in that direction.

We need to give this subject our earnest attention, to care more for the depth and breadth of our education than we do for the height of our school-house tower; to pursue the substance and neglect the shadow; to make our schools the laboratory in which men are made. Idleness is the cause of more misery and crime than all else beside,—of 889 men in the State Prison in 1875, 793 had never been apprenticed, and of 334 received in 1876, 17 only had ever been apprenticed. If our education is not made more practical the ranks of the idle will constantly increase, not from choice, but simply because they have no knowledge of how to do anything well.

Our high and graded schools need to provide more technical instruction at once. If it is the province of legislation to direct or control in this matter, I ask your thoughtful attention to the subject.

The educators of Europe are pointing their energies in this direction. In this connection I desire to call your attention to the Special Report of Rev. D. C. Jacokes, who had charge of our educational department at the Centennial Exposition, upon this subject, gathered from what he saw there of other systems and other countries.

Give to our special schools, to the University, to our common schools every possible assistance in this work that can consistently be given with a due regard to economy.

#### NORMAL SCHOOL.

This department of our system of education is steadily improving. The attendance for 1874, was 486; for 1875, 630; for 1876, 722. The graduating class in 1876 numbered 79. Over 6,000 students have attended this institution since its opening in 1853. The condition of its funds, at the close of the fiscal year was as follows:

Due from purchasers of lands @ 7 %-----	\$16,229 72
Trust Funds in Treasury drawing interest @ 6 %-----	53,301 32
	<hr/>
	\$69,531 04
	<hr/>



The estimated disbursements for each of the years 1877 and 1878 are: for salaries of teachers, \$20,100.00; for library and apparatus, \$900.00; for repairs, \$1,000.00; other expenses, \$2,900.00. The receipts from interest and tuition are estimated at \$6,600.00 per annum, leaving a deficiency of \$18,300.00 for each year to be provided for by taxation. The State Board of Education, in view of the crowded condition of the school, ask an appropriation of \$50,000.00 for an additional building. They have submitted no plan or estimates, but it seems to me that a smaller amount than this would build a very commodious and suitable structure. It is due to the management of the school to say that it has been very modest in its requests in the past, and very prudent and economical in the expenditure of its appropriations.

#### AGRICULTURAL COLLEGE.

The management of the finances of the college for the past two years, has been careful and prudent. It is out of debt, and I hope will keep out. The board submit a very careful detailed estimate of receipts and expenditures for the coming two years. They estimate the current expenses at \$30,077.00 per annum, and the receipts from interest and other sources at \$21,840.00. Leaving a deficiency of \$16,474.00 for the two years. They also submit a statement of wants for repairs, new buildings, improvements, library, etc., amounting to \$20,062.00, making a total of \$36,536.00, for which sum they ask an appropriation. The amount appropriated in 1875 was \$29,787.00. Since this estimate was made, the old Boarding Hall at the college has been destroyed by fire, and a new one will need to be erected at once. The accommodations for the increasing number of students, even with this hall, have been limited, and a new one would have become necessary within two years, at least. It is proposed, in the erection of a new building, to construct it large enough to accommodate 120 students. The estimate of its cost is \$15,000.00, and I recommend an immediate appropriation of this amount, so that work may be commenced at once and the building be ready for the spring term. In view of the necessity of this appropriation, I recommend that the items in the estimate of the Board, for construction of buildings and gas works for the chemical department be stricken out, reducing the estimate \$9,265.00, and making a total appropriation, including that for the new Hall, of \$42,271.00. The Board agree with me in this recommendation, though all the items proposed to be omitted are much needed.

The college Fund, Sept. 30, 1876, was as follows: Trust fund in State Treasury, \$118,827.68; due from purchasers of land, \$111,334.65: all drawing interest at 7 per cent. Unsold lands belonging to college at same date, 164,799 acres. The number of students in 1875, 156; in 1876, 166,—an increase over the preceding two years of 58. Graduates in 1875—6, 33; in 1873—4, 36. Inventory of property, \$252,268.00, an increase in two years of \$20,860.00. I am satisfied that the college is in better condition, and doing better work than ever before. It is not only educating the students under its roof, but the President and Faculty through a system of Farmers' Institutes held throughout the State, are enlisting the good will and sympathy of the people. If it teaches labor, if it impresses upon our youth the dignity and honor of labor, its establishment will prove a success; if not, it will be a failure.



## THE UNIVERSITY.

Each succeeding year opens to the University new fields of labor—increasing demands upon its resources—and stronger claims upon our consideration.

The number of students in 1875 was 1,193; in 1876, 1,127. Degrees conferred in 1875, 370; in 1876, 410.

Its resources are—

Trust funds in the hand of the State .....	\$344,855 78
Due from purchasers of land .....	102,693 81

Drawing interest at 7 per cent .....	\$447,549 59
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The Legislature of 1875, establishing a School of Mines, a Chair of Architecture and Design, and of Dental Surgery, has already accomplished more than its most earnest advocates anticipated. The Dental School has so many students that an additional professor is needed. The class in Mining, Architecture and Design numbers 25. An impetus has been given to technical education that must in time be of great practical value to the State. The appropriations for these new branches made in 1875 were for two years only. Their success demands their renewal, with an addition of \$2,000.00 for another professor in the Dental School.

The Board of Regents desire to further increase the usefulness of the University in this direction, and to this end suggest the creation of a chair in Physics and Geology. The amount required to do this will be \$5,000.00 annually for the salaries of two professors, and \$2,500.00 for apparatus for physical and physiological laboratory.

Were the times more auspicious, and other demands not so pressing, the Regents would earnestly urge upon you the necessity of a new Library building; they now suggest it only. The University has outgrown the present building. There is not room in it for reading purposes or for books. The Library is so important an element in the success of the University, important as an aid in educational work, important in its governing power over a body of students in furnishing mental recreation, that I beg to commend the suggestion of the Regents to your consideration. Our University occupies a position in the front rank of educational institutions, it is giving to Michigan a reputation all over the world, it is drawing hundreds of families to the State yearly, as permanent residents, and we ought to foster it in all ways, not with extravagance, but with persistence, economy and care.

## EASTERN ASYLUM FOR THE INSANE.

Work was begun upon this building in 1875, by Messrs. Coots and Topping, who were the lowest bidders, for the sum of \$306,384.00, and has progressed very favorably up to this time. The brick and stone work is completed and the roof nearly finished. It is expected that it will be ready for occupancy by February 1st, 1878. The plans were prepared by E. E. Myers, architect. Dr. Van Deusen gave us the benefit of his large experience in the general internal plan and arrangements. The style of architecture is that known as Norman, and the building will be one of the best for the purpose in the country. The contractors have performed their work very satisfactorily to the Board, under the faithful superintendence of C. M. Wells.

Very full details of all the expenditures will be found in the report of the Board and Superintendent. Estimates have been made by the Board for furnishing the Asylum ready for occupancy, amounting to \$109,708.00. It is estimated that there will be remaining \$27,830.00 from the building fund, leaving the sum of \$81,950.00, for which the Board ask your appropriation. These estimates have been very carefully prepared in detail, and I judge with a due regard for economy and simplicity. I recommend an appropriation of the amount, or so much thereof as may be necessary, divided equally in the tax roll of 1878 and 1879.

As this Asylum will be ready for the reception of patients before another meeting of the Legislature, it will also be your duty to provide for its maintenance, management, and government. The present law only applies to the Asylum at Kalamazoo.

#### MICHIGAN ASYLUM FOR THE INSANE.

The completion of the new department has enabled this institution to extend its kindly care to every new applicant. The number of inmates Sept. 30, 1874, was 481; Sept. 30, 1876, 618. The total number treated in the past two years was 1,016, an increase of 45 per cent. over the preceding biennial period. The weekly expenses for each patient for the two years ending Sept. 30, 1876, was \$4.87, a decrease of forty-five cents from the two previous years.

The Board of Trustees ask special appropriations to be expended in 1877-8 as follows:

For erection of three detached buildings,—male department,—for shops, recreation room, etc.....	\$23,000 00
For extraordinary repairs and renewals.....	2,000 00
New washing machine.....	300 00
Woven wire mattresses.....	2,500 00
For new floor in basement,—female department.....	700 00
Deficiency in appropriation for connecting building and stone flags—female department.....	289 96
Deficiency in appropriation of 1875 for rebuilding laundry, boiler house, new boiler, etc.....	3,900 00
Deficiency in amount appropriated for laundry apparatus.....	307 41
Addition to appropriation already made for stone porches.....	3,800 00
Ice house, new vegetable cellar, and other small items.....	2,202 63
	<hr/>
	\$40,000 00

All of these requests are for necessary objects, some of them absolutely so. In view of the necessary expenditures in furnishing the new asylum at Pontiac, it may be wise to defer the building of the porches for the present, though they are really needed; and the erection of one of the three proposed buildings should perhaps be postponed. The balance of the items asked for are imperatively necessary, and in my opinion should be granted.

The usual annual appropriation of \$17,500.00, for deficiency in current expenses, will also be required. The report of the Superintendent and Board is very full in its details and replete with information on the subject of the

treatment of the insane. I need not ask for this institution your generous consideration, as its work is its ablest advocate.

The Report of the Superintendents of the Poor gives 1,006 as the total number of insane in the State in 1875. The number in 1876 is 1,193. As this estimate includes those in a private asylum in Wayne county, and a few that are more properly imbeciles, it is the opinion of Dr. Van Deusen that the real number is between ten and eleven hundred.

The completion of the Insane Asylum at Pontiac, will enable us to provide suitable care in State Asylums, for every one of these; and I trust its opening may be celebrated by the immediate transfer from our county-houses and jails of *all* their insane occupants to their sheltering care. I earnestly urge legislation to this end, and to provide further, that so long as the two asylums have room, no insane person—not a criminal—shall hereafter be placed in any poor-house or county asylum, jail or prison. Every consideration of humanity and of real economy, demand this, and I feel assured that no argument need be made or statistics shown to ensure the passage of such a law.

The liberal provision made for the care of the insane shows that the State has indeed adopted them as its wards. The expense to the counties for the care of the indigent insane is a very heavy burden, though borne as a rule cheerfully and willingly. Would it not be well to provide that after an indigent insane patient has been cared for at the expense of the county for three years, they shall thereafter become a State charge? I am of the opinion that such a provision of law would be wise and proper, and productive of great good to people and patient.

#### STATE PUBLIC SCHOOL.

This wisest of our state charities, presents its budget of work and wants in the biennial reports of its managers.

Since its opening 412 children have been received, mostly from the poor-houses of the state. The average age of its inmates is nine years. Homes have been found for 117 of these children, and 255 were remaining Sept. 30, 1876, being all that can be cared for. The current expenses for the year were \$27,612.51, an average of \$126.66 for each child. When it is remembered that this institution is not a permanent home, but only a door-way to home for the houseless, homeless, poor-house children of the state, and that while under its care they must be clothed, fed, and educated, it will be seen that the expenditure per capita is very slight. From its first opening up to the present time, it has been most economically conducted. The board estimate the current expenses at \$33,000.00 per annum, and they ask for this and other purposes the sum of \$90,000.00 for the ensuing two years. Of this sum \$5,000 is for deficit account, on the erection of the new cottages and the construction of a new sewer. The necessity of these expenditures was submitted to me, and they seemed of such absolute importance to the health of the school, that I cordially approved of them, though creating an indebtedness.

In the estimates of the board \$1,000 is asked for the purpose of paying the expenses of an agent in finding homes for the children. As a similar appropriation is asked for elsewhere, I recommend that this item be stricken out and that the balance asked for, viz., \$89,000, be granted. It must be borne in mind that these children, for whom this appropriation is asked, if not under the sheltering care of this institution, would be in the poor-houses of the state, so

that the money expended from the state treasury is so much saved to the counties. The state public school is in no sense a penal institution, or a hospital. It is only designed for neglected and dependent children of sound mind and body and free from criminal taint—yet some others will unavoidably find their way into it. Though fully deserving its care and benefit, they should not be kept in the school, owing to their influence upon the rest. The board should be given power, under careful restrictions, to return to the counties idiotic and permanently diseased children. There are a very few such children now in the school, who can acquire no good for themselves by remaining, and whose presence is injurious to their more fortunate comrades. I commend this institution to your consideration as one of the means that will by and by save you the expense of another prison; as an institution that will, in time, make other institutions unnecessary—provided that the underlying idea of its founders, viz.: that it is only a temporary home, be always kept in mind.

#### THE REFORM SCHOOL.

I desire to call your especial attention to the reports of this Institution for 1875 and 1876. "After many days" it is now a Reform School,—the bars and iron doors have disappeared,—the high fence that walled it in is kindling wood. And the results are,—no corporal punishment, no escapes since its opening, less destruction of State property, a general tone of comfort and cheerfulness in all its surroundings, and a brighter, better look in the faces of the boys. The general outfit of the School is greatly improved. The table and furnishing, the clothing, etc., are better than heretofore, and all tend towards lifting this Institution out of the prison mire, and on to the higher plane of a school. The expenses for the two years ending September 30, 1876, have been \$61,773.46 besides the amount received for the labor of the boys and other sources. Of this amount, \$17,688.46 has been expended under special appropriations, made in 1873 and 1875, and \$44,084.00 for current expenses.

All the buildings are now lighted with gas, a new boiler and oven has been put in; a new fence, wood-shed, and play-shed erected; the main building thoroughly repaired and painted inside and out, and roofed with tin; a water-tower and tank have been built, with iron piping through the grounds and building, with six fire hydrants; a large number of fruit trees and vines have been planted, and many other permanent improvements made. There is room for one hundred more inmates than it now contains, and I can see no necessity for further expenditures in buildings or permanent improvements for many years to come. The Board ask appropriations of \$25,000.00 per annum for the years 1877 and 1878 for current expenses, \$2,500 for each year for repairs and improvements, and \$500 each year for the library. I am of the opinion that, with the increasing productive capacity of the farm, and in view of the fact that the buildings and grounds are now in complete repair, that the amount asked for repairs is not needed, and that \$26,000 per annum is amply sufficient for current expenses, including repairs and improvements of every nature. The amount asked for the library is none too large.

The average number in the school for 1875 was 241, for 1876 230; average age of boys when received, 13½ years.

The receipts from the labor of the boys have decreased very largely, and the outlook for remunerative employment in the future is discouraging. The only mechanical labor now being done is chair-bottoming, and this at very low prices.

It is of no advantage to the boys when they go out, as it is a business not carried on outside of penal institutions, and would not support them if it were. The Board, Superintendent, and myself have given earnest thought and much time to the subject of employment that would teach the boys some useful trade, and at the same time add to our revenues, but without success. In the present depressed condition of our manufacturing industries, there seems to be nothing better than the work the boys are now doing. The farm work is successful in a pecuniary point of view and highly beneficial in every other way, and with the additions that have been made to the fruit trees and vines, the Board hope soon to realize an increased revenue from this source.

The Board of Control again ask that the law, authorizing commitments to the school, may be amended so that boys of eight years, instead of ten, may be received from parents without commitment. I have given my views upon this subject elsewhere. They also ask that the limit of detention may be changed from 21 years to 18, and I earnestly hope this may be done. If a school does not fit a boy to go out at 18, it never will. If he is not fit to go then, he is not fit to stay and demoralize two or three hundred younger boys. If at 18 a boy after years of instruction and care, of restraint and discipline, still has his face turned the wrong way, it would seem as if the State charity must cease and let justice take its place. The history of the Reform School shows that there are a few such boys, and it shows further that they have been of great damage to their comrades of more tender years. I bespeak for this subject your earnest consideration.

In the provision made by the State, regarding vagrant, neglected and dependent children, through the State Public School, and for criminal children through the Reform School, it has followed the old idea of institutional life; but by far the wisest, most economical, natural, and humane of all its endeavors in this direction is the working done by the County Agents of the State Board of Charities, under the law of 1873 and 1875. The duties of the County Agents are: to investigate the case of every child arrested for crime, and to advise with the magistrate as to the disposition to be made of it, to visit all children adopted or indentured from the Public or Reform School, to procure homes for children, and generally to keep watch and ward over these waifs who seem to be deserted by every one but the State. They have attended to 252 cases of arrests for crime,—224 boys and 28 girls,—that were disposed of as follows: 182 were discharged under suspended sentence and returned to parents or guardians, 57 were sent to the Reform School, 11 were sent to the House of Correction, and two were fined. The average age of children arrested was twelve and three-fourths years,—86 are reported as having lost father, and 57 as having no mother. Of the 182 discharged, twelve were sent to the State Public School, six to poor-houses, and homes were found for six. The children for whom homes were found from the State Public School, 117 in number, have all been visited, and their situation reported upon to the School. The total expense of this work up to Sept. 30, 1876, was \$474.45. In addition to these formal duties required by law, they have been of incalculable service in preventing crime, preserving peace in families, restraining cruelty, and in many other ways. If the work of these agents was to be estimated by simply dollars and cents, the amount of money saved the State, by keeping boys out of institutions, would be found to be very large.

A boy at the Reform or Public School, or in a poor-house, costs one or two



hundred dollars a year, and when we add to this the escape from the dangers of institutional life, the transfer from dependent to independent life, the development of self-help and self-control that is implanted in a child's nature, by the kindly intervention of the State through its agent, we cannot estimate the value of their services. I have appointed agents in 26 counties only, as in some of the newer counties there seemed no immediate necessity, and in others I have been unable to find any one who would accept the appointment. The position is not an office, pays no salary except expenses, and can only be filled by those who love the work and do it because they love it. The State owes a debt of gratitude, to the gentlemen who are acting as those agents, that it cannot easily pay. I earnestly hope the system may not be changed, except to be improved, and that it may in time be extended into every county. What more sublime spectacle does the century present, than that of a State not content to be simply a theory or an idea, but a moral Being, with a representative in every community, regardful of its interests, asserting its fatherhood over these children who are to be a part of the State in the future.

I have asked each county agent to give me, in an informal way, such facts as they deemed important regarding their work and their opinion of its value. Their replies are submitted herewith. I commend them to your attention, as the most refreshing reading of the day.

Although the State Public School has taken from the poor-houses a large number of children, the reports of the Superintendents of the Poor, show a constant increase of children in these institutions. In 1872 the number was 583; in 1873, 577; in 1874, 502; in 1875, 734. In this computation are included babes, idiotic, feeble-minded, blind, and mutes, but even then the number shocks us. We cannot, must not permit it. That a child reared in a poor-house is to be a pauper or a prisoner in the future, is almost certain.

We shall never cease building prisons, so long as poorhouses are permitted to feed them with inmates. We ought to prohibit by law, the placing of a child, mentally and physically healthy, under three years of age, in any poorhouse. Other States have already done so, and we should lose no time in following their example. The State of New York provides that pauper children shall be sent to private institutions and asylums instead of the poor-houses, the cost of maintenance to be paid by the county. Though we have but few asylums for children, I am of the opinion that we should enact a similar law, applying it to counties where such institutions exist. But better far than the best institution, is home, be it ever so humble, if it is sober and honest. We ought to provide legislation that would secure homes for these children, and I am of the opinion that power and money should be given to the State Board of Charities, to employ agents for this purpose. Such agents, acting in concert with the county agents, and the State Public and Reform Schools, may accomplish more than all else in this direction,—at all events the experiment is worth the trial. Should it fail, and should the State Public School continue the success that has so far attended it, we can then either enlarge its capacity or build another. Power should be given under careful restrictions to the Boards of Control of the State Public School and the Reform School to transfer children from these institutions. Some boys of tender age are sent to the Reform School oftentimes by connivance of depraved parents, who seem hardly old enough to commit crime, who ought not to be there and should be sent to the School at Coldwater.

Occasionally a boy will find his way into the State Public School who, from.

criminal tendencies and life, ought not to remain, to the injury of others. Such cases should be transferred to the Reform School.

#### THE DEAF, DUMB AND BLIND.

The biennial report of the Trustees of this school give very full details of its operations. The number of children in attendance for 1876, was 212; in 1875, 204; in 1874, 191; in 1873, 164.

The current expenses for 1875 and 1876, including repairs and the cost of the mechanical industries, were about \$50,000.00 per annum. The expenditures in the industrial departments have been borne by separate appropriations. The Board ask appropriations for the ensuing two years as follows:

To pay foremen and purchase materials in boot and shoe shop, cabinet shop, basket shop, and printing office.....	\$8,500 00
For fifty rods of plank walk at \$3 per rod.....	150 00
For building one barn.....	1,500 00
For building two water closets to accommodate dormitories.....	1,000 00
For building one shop.....	5,000 00
For laying 200 squares of oak floors, at \$5 per square.....	1,000 00
For painting and general repairs on buildings, engines, boilers, etc.	2,000 00
For beds and bedding.....	1,500 00
For one washing machine, one mangle, etc.....	500 00
For two pianos.....	800 00
For steam cooking apparatus.....	300 00
For one fire-proof safe.....	250 00
For set of platform scales.....	125 00
For wardrobes.....	280 00
For building 200 yards of board fence.....	350 00
For one portico to front building.....	2,500 00
For current expenses.....	85,000 00
<b>Total.....</b>	<b>\$110,750 00</b>

The items for barn and closets were in the appropriation for 1875, but were not drawn, and have reverted to the Treasury.

Within a very short time the State ought to provide a separate institution for the blind, and when this is done there ought to be shop room enough at Flint for all the deaf and dumb. For this reason I cannot advise the appropriation asked for building a new shop. The construction of the portico can be deferred, as it has been for so many years, though it would greatly improve the appearance of the building. The appropriation for the conduct of the shops, repairs, beds and bedding are all expense accounts, though heretofore special appropriations have been made for these items, and they have not gone into the current expense accounts. These are as legitimate items of expenses in the running of this establishment as any other, and should be so treated; and unless they are so treated, we can never tell what the expenses are.

The Board of Trustees have reduced the number of employés and their salaries, and inaugurated other economical reforms, and I am of the opinion that the sum of \$92,000.00 will cover all above enumerated expense accounts and current expenses for the ensuing two years. The estimates for other items are

all necessary, and should be granted. The expense of lighting the school is enormous, owing to the high price charged for gas, being nearly \$1,700.00 for 1876. I recommend an appropriation of \$2,500.00 for the immediate erection of gas works, that this expense may be lessened.

The legislation of 1873 and the active efforts of the officers of the Institute have secured the attendance of nearly all the children of the State who need its care, yet there are still some remaining in families and poor-houses. The deaf, dumb and blind who grow up in ignorance become either imbecile or a permanent burden upon community, and no parent has a right to permit it, especially when the State provides education, physical, mental, and moral, free of charge, for them. I believe it to be the duty of the State to compel, by law, the education of all children, but especially the deaf, dumb and blind. The system of instruction at our Institution is constantly improving, the new method of "articulation" having just been introduced with marked success. The boys are taught a trade, and the girls are instructed in housework and sewing. I commend this work to your kindly and thoughtful consideration.

#### THE STATE PRISON.

Except in the fact that the Prison is largely over-crowded, its condition is unexceptionable. The report of the Warden and Board furnishes full details of the operations of the past year. The convict earnings in money for the two years ending Sept. 30, 1876, were \$203,043.64. This in addition to the labor on State property, roads, sewers, land, etc., is a very creditable showing.

The net earnings for the two years ending Sept. 30, 1876, were over \$20,000. In view of the depression in business that has so generally affected all manufacturing industries, and none more seriously than prison work, the result has most agreeably surprised the prison officials. There is hardly a prison in the country that has paid expenses, and in many of them no labor at all can be procured for the convicts. The establishment of the State shop, in which the manufacture of brooms is conducted, has been of the greatest possible good. Its earnings have not been large, but it has furnished employment to the halt, lame and blind, to sickly and short term convicts, and relieved the prison yard of its idlers that were formerly so numerous and troublesome. Its effect upon the value of prison labor has been most marked.

The number of convicts Sept. 30, '76, was 835; in 1875, 788; in 1874, 703. Of the prisoners received in 1876, 30 had served a term in the House of Correction, 18 in the Reform School, and 11 in other prisons. Eighty-five per cent. of the convicts were committed for the first time. Seventy-seven per cent. were intemperate. Eighty-six per cent. were unapprenticed.

Is not the cause of the increase in crime shown by these statistics to be found in this large per cent. of intemperate and idlers?

The report of the Warden and Board of Inspectors as to the workings of the good time and convict earnings law enacted by the last Legislature, express some doubts as to the amount of benefit to be derived from the latter provision. The experiment has not been tested long enough to really tell its effect, and I should be loth to give it up as a failure. I am of the opinion, however, that the Board should be given a larger discretion in the matter of amount and payment of a convict's earnings. Some provision should be made by which the condition and residence of a convict's family could be made a matter of record at the Prison, and his earnings paid directly to them instead of being hoarded



or squandered as they so often are. I submit herewith, in accordance with law, a list of the pardons I have granted during the past two years.

STATE HOUSE OF CORRECTION.

In accordance with the provisions of Act No. 96, Laws of 1875, I appointed Hampton Rich of Ionia, Charles Kipp of Clinton, and Westbrook Divine of Montcalm, as a Board of Commissioners for the new House of Correction at Ionia. A contract for two of the four cell blocks, officers' quarters, chapel, hospital, kitchen, boiler-house, and one shop was entered into Sept., 1875, with Knapp & Co. of Detroit, who were the lowest bidders. The work has progressed favorably, though not as rapidly as it should, or as was agreed upon. It will be ready for occupancy by the 1st of May next. The entire cost of the building, including extras, superintendence, expenses of the Board, etc., will not exceed the amount designated in the act, viz.: \$270,000.00. The overcrowded condition of the State Prison, and the House of Correction at Detroit, require that the new prison be fitted and furnished immediately.

The Board has prepared estimates of the sum needed for this purpose, amounting to \$29,458.00. The amount required to start a new prison of this magnitude is necessarily large, as it will not fill up gradually but at once, compelling the outlay to be made within a very short time. The new plan upon which it has been constructed and upon which it is to be conducted, viz.: that all the employés are to live in the institution, will demand also a somewhat larger expenditure for furnishing, though the State will be repaid for it in the reduction of expenses in the first year of its operation.

The above sum, though asked for as fitting and furnishing, includes water and gas supply, horses, wagons, tools, fencing, steam engine, fire hose, etc., that are not to be classed as furniture, but that are necessary for the works of the prison. The original plan of the prison provides for 582 cells, 312 of which are in the present contract and are completed. Shop room for 150 prisoners is also in present contract.

To complete all the cells and shops, enclosure wall, barn and stable, warden's residence, including heating the whole prison, and furnishing warden's residence, the Board estimate will require an appropriation of \$126,353.00.

The increase of crime, the number of prisoners in excess of cells in our other prisons, the statistics of which are given elsewhere, would seem to demand that the whole number of cells and shops be built at once. The enclosing wall must of course be erected immediately. I recommend therefore an appropriation of the amount estimated by the board, with a proviso that the construction of the cell blocks may be discontinued by the Governor, if at any time there should be such a decrease of convicts as would warrant him in so doing.

The report of the board gives full details of contract and expenditures to Dec. 1st, 1876. Provision must be made for the pay of employés, fuel, lights, food, clothing, and other running expenses, until such time as some remunerative labor can be established. In the present condition of our manufacturing industries this time is of uncertain date. The inmates can most of them be employed on the building and grounds for some time, but this work will not pay expenses. I estimate the daily expenses with 300 prisoners at \$100.00 per day. Authority should be given the management to procure advances from the treasury, with the approval of the Governor, for the deficit in current expenses, until the next session of the legislature.

There were in confinement in the State Prison December 1, '76, 869 convicts, —221 more than there are cells. At same date there were 533 inmates in the Detroit House of Correction, being 51 more than there were cells. At this date the number is still greater.

The establishment of the State House of Correction at Ionia will require legislation regarding its management; direction must be given as to the class of prisoners that shall be sent and confined there, and provision should be made for providing for the transfer of convicts from other prisons.

A certain class of prisoners, convicted of what are known as prison offenses, are now sent to the House of Correction at Detroit. The number of this class now in confinement there, is 74.

This law should be repealed, and they should be hereafter sent to one or the other of the State Prisons. The Detroit House of Correction is none too large for the use of Wayne county, and for what are known as county prisoners of other counties, and will gladly be relieved of them.

With the opening of the State House of Correction at Ionia, the Prison, Detroit House of Correction, and Reform School, the State certainly has most excellent facilities for the classification and separation of prisoners, and it should no longer be delayed. The suggestion has been made of placing our three penal institutions under the control of one Board, with an executive head whose whole time should be given to the duties of the position, and who, of course, would require a salary. Such a Board would cost no more than the three now do, and in some regards the plan might be an improvement, and in others perhaps not.

I commend the suggestion for your consideration.

#### STATE POOR.

The public expense of caring for the poor of the state in 1875 was \$572,000.-00. Of this amount \$207,000.00 was for maintaining the poor-houses. The amount of investment in poor-houses was \$722,000.00. For this expenditure and as a return for the investment, the value of paupers' labor in 1875 was estimated at \$8,000.00.

This financial exhibit, the increase of tramps and able-bodied paupers, the condition of our poor-houses, as described by the state board of charities, and many other reasons, induced the county superintendents of the poor at their last annual meeting, to adopt by a unanimous vote a resolution in favor of district work-houses. That this system would decrease pauperism and save money can not be doubted. Would it not be wise to provide by enactment that any number of counties may be empowered to unite for the purpose of erecting and conducting a district poor-house or work-house? It would enable some of the new counties that have not yet built their poor-houses to make the experiment.

#### NEW CAPITOL.

The work upon the new Capitol is not as far advanced as the Board of Commissioners wished and expected. The delay is from various causes, but chiefly from the change in the cornice, steps, etc., ordered by the Legislature. The brick and stone work on the building itself is completed, leaving only the porticos, steps and west boiler house to be finished. There is no prospect of the building being completed at the time contemplated, and the work will need to be hastened to have it ready at the assembling of the next Legislature. The

quality of the material and work is excellent, and does credit to the contractors, Superintendent, and Board. During the past two years contracts have been entered into for the tin roof, stone cornice, steam heating, ventilating, and the electric work. The total payments to Sept. 30, 1876, have been \$819,852.78. The Legislature of 1871 appropriated \$10,000 for the preliminary expenses of plans, etc., for the capitol.

The act of 1872 appropriated \$1,200,000 for the erection of the building, including services of the architect and plans, without amending or repealing the act of 1871; but the Auditor General construed the appropriation of 1872 to include the amount appropriated in 1871. This construction of the law will require an appropriation of the sum of \$8,249.85, this being the amount expended by the Board under the law of 1871. The Board ask for the electric work and other necessary purposes that the sum of \$25,000, or as much thereof as may be necessary, may be appropriated out of the building fund and made available during this year. The history of the construction of public buildings of this character fails to show any where so small an amount of extras or deficiencies as our capitol up to this time, and I commend this appropriation as one necessary and fit to be made. Full details of the operations of the Board of Building Commissioners will be found in their report, to which your attention is called.

The Board have made, at my request, an estimate of the amount required to furnish the capitol with seating, desks, gas fixtures, mantels, grates, library, shelving, etc., together with fence, sidewalks, lamps, grading, and other necessary outside improvements. The amount required, the estimates being based on work and fixtures appropriate to the building itself, is \$75,000.00. This estimate is for permanent fixtures that are part of the building and grounds, and is exclusive of furniture. For furniture for the different offices, matting, carpeting, desks, cases, tables, etc., no very close estimate can be made, but I am of the opinion that it will require from \$60,000.00 to \$80,000.00 for this purpose. I recommend, therefore, that an appropriation of \$15,000.00, or so much thereof as may be necessary, be made for the purposes first mentioned, to be expended by the Building Commission, and the same amount, or so much thereof as may be necessary, for furniture, to be expended under the direction of the Governor and Board of Auditors.

The lot upon which the present capitol building stands, with the building now occupied for State offices, is worth from \$80,000.00 to \$125,000.00, and will go far towards reimbursing the Treasury for these appropriations.

The State also owns four and one-half blocks of land in the city, containing 54 city lots, and I recommend that the Commissioner of the Land Office be directed to plat the capitol block and dispose of all the State lots, at such prices and upon such terms as may be fixed by the Governor, Treasurer, and himself.

The near approach of the completion of the new Capitol creates an imperative necessity for the appointment of a Superintendent of Public Property. Such an officer could have saved the State his salary every year of the ten years past in the care of its property, and with the increased demands in this direction a good officer, under a good law, will be of great value. This duty is now performed by the Board of Auditors, and as they are absent most of the time, it devolves upon the deputy State officers. Supplies of paper for the printer, stationery for the different bureaus, fuel, etc., etc., are now issued without sys-

tem or plan. The proposed officer should have (and in the new Capitol there will be abundance of office and storage room for him) all the supplies of every nature under his control, to be issued only upon requisitions and receipted for by the recipient. He should have control of all purchases made by the Board of Auditors, and see that supplies bought are duly received.

The new Capitol and grounds will require a number of employés, janitors, firemen and others who should be under his superintendence and control. In a business, money-saving view this office will be one of great importance and demand the entire time of a good business man. I recommend, therefore, the creation of such an office, to be filled by appointment of the Governor, and under his control, conjointly with the Board of Auditors.

#### RAILROADS.

We have in the State thirty-five railroad companies, operating 5311 miles of road, 3346 miles of which are in the State, costing \$154,532,665.72, and represented by \$30,945.28 of debt and \$27,046.84 of stock per mile of road. The large proportion of debt shows that railroads, like municipalities and individuals, maintain their fashionable character. The gross railroad earnings in this State for 1875 were \$17,592,292.00, which amount was not sufficient to pay expenses, interests and rents. Four roads paid no interest on their indebtedness in 1875; nine paid a portion only and report \$2,189,810.00 unpaid for the year. Two have been sold under foreclosure, and four are in the hands of receivers. One company only paid a dividend during 1875, in cash, of two per cent., and one a stock dividend of ten per cent. This condition of so great and important an interest, employing so large a capital, is very unsatisfactory, but it cannot be attributed to unfriendly legislation so far as Michigan is concerned. The roads have only themselves to blame, and the remedy is in their hands alone.

Our roads and equipment are in good condition. Of 10,716,227 passengers transported in 1875, not one was killed, and only six were injured from causes beyond their own control.

Twenty-three per cent. of the accidents were caused by trespassers on the tracks. It would seem that some steps should be taken to prevent this large loss of life and limb. There are a number of bridges over the roads of the state, which are not of sufficient height to allow the safe passage under them of men at work on the trains. Five persons have been killed and three injured by these bridges in the past three years. The Commissioner should be authorized to compel the roads to raise all bridges to a height of eighteen feet, and to prevent the erection in the future of any lower than this, and I respectfully recommend the passage of such a law.

In this connection, I desire to call your especial attention to what to my mind is a matter of very great importance to the State, viz.: the manner in which the Lake Shore and Michigan Southern Railway makes its reports for purposes of taxation, and the very small amount of taxes it pays, compared to other roads similarly situated. This Railway and the Michigan Central are organized under special charters; both of them are taxed by their charters three-fourths of one per cent. on the capital stock and bonded debt. In 1855, the Michigan Southern was consolidated with the Northern Indiana R. R. Co., and the act authorizing the consolidation provided for its taxation, as follows:

"Sec. 3. The said corporation so to be organized by virtue of this act, shall

continue subject to the same rate of tax as though such consolidation should not take place; and the amount of its capital and loans hereafter, upon which such taxation shall be paid, *shall be such portion of the whole of its capital and loans as is actually employed in the State of Michigan*, to be ascertained on or before the first of January in each year by the Auditor General of this State, from the annual report of said corporation, or from such other reports on oath as he may deem necessary for such purpose, to be ordered by him from the office of such corporation."

From that date until the present time their reports have been made up on the basis of \$27,300.00 per mile of stock and debt, and the tax has been \$205.00 per mile, or a gross amount of \$35,544.30 per annum; the number of miles of road in this State being 173. The Central and Southern roads are great trunk lines, and as through roads are of about equal value. The Southern reports the value of its road to be \$98,295.59 per mile; the Central reports \$111,298.04 per mile. The Central pays a tax of \$597.42 per mile to the State; the Southern pays a tax of \$205.00 per mile, a difference of nearly three hundred per cent., while the difference in value from their own reports is only twelve per cent.

For purpose of illustration: in the year 1876 these two roads, under practically the same charters, both paying on the basis of the value of their property in the limits of the State, paid into the Treasury \$134,083.20 and \$35,544.30 respectively.

Deducting the twelve per cent. difference in cost and value and the difference in mileage between the two roads, the Southern should have paid \$90,951.29, showing a loss to our revenue in this year alone of \$55,406.99.

In 1872 this company reports to the Commissioner of Railroads,	
that the proportion of its value in Michigan was.....	\$16,509,318 00
In 1873.....	17,339,882 00
In 1874.....	17,046,036 00
In 1875.....	19,455,913 00

Yet for all these years they have reported their road to the Auditor General for *taxation* at a valuation of \$4,739,240.16 each year.

While the value and taxation of this road has remained stationary, other roads under the same provisions of law have reported an increased value and increased taxation each succeeding year. In the case of the Michigan Central the valuation and tax have nearly doubled in fifteen years.

Which of these reports are we to believe? The reports of other roads—our own business judgment—the taxes paid in other states, are all evidences that the report made for taxation is incorrect. The total amount of taxes paid by the company in 1875 were \$483,700. Of this amount \$53,250 was paid in Michigan, or about one-ninth, though the proportionate value of the company's property in Michigan is about one-quarter of the whole. Our newer and poorer railway companies pay their taxes under the general railroad law. If the L. S. & M. S. paid under the provisions of this act, their tax would be \$397.64 per mile of road, or nearly double what they are now paying. The fact seems to be that this company has selected the 179 miles of road in this state as its poorest and least valuable property and paid taxes on it accordingly. I can see no reason in law or equity for this. A railroad must be valued as a whole; as a



continuity; the mile built over a prairie at a slight cost is as necessary to its operation as the mile constructed on a bridge at great expense. I am of the opinion that the Lake Shore & Michigan Southern Railway Company should have paid the state in the last ten years at least \$300,000 more than they have; basing their taxation on a fair, equitable, honest basis under the law; and steps should be taken by the state to collect it. Able lawyers whom I have consulted assure me that it can be done. The state and company had some litigation years ago, on this subject, and the valuation was then fixed by the court; the whole history of which can be found in the report of the Auditor General for 1874, pp. 66-72, to which I beg to call your attention.

I submit the matter for your consideration, believing that immediate action should be taken to secure payment of our just dues.

#### RAILROAD GRANTS.

I regret very much to state that, even with the very liberal grant made by the legislature of 1875, no action has been taken towards the construction of the Marquette and Mackinac railroad.

The board of control entered into a contract in May last, with the Marquette, Sault Ste Marie and Mackinac railroad company, for the construction of the road within the time specified in the act, but there seems to be no hope of its being built in the present depressed condition of railroad interests. The grant to the Menominee River railroad company made in 1875, of seven sections of swamp land per mile has expired, owing to the failure of the company to construct the road within the time prescribed by law, and the land has reverted to the state.

#### ST. MARY'S FALLS SHIP CANAL.

The tonnage passing through this canal for the two years ending September 30, 1876, has been 2,573,728 tons; an increase over the preceding two years of 298,426 tons. The receipts for same time were \$80,514.37. The tolls were reduced in July, '73, from 4½ to 3½ cents per ton, and in July, '75, to 3 cents. There is standing to the credit of the Canal Fund on the books of the state \$54,611.54, and outstanding of the canal bonds, issued by the state due in 1879, \$46,000.00.

One set of new gates are in place and the other will be ready on the opening of navigation. The mouth of the canal has been dredged, the piers and banks repaired, and canal house and office put in complete repair. The Board of Control have ordered an extension of the pier at the east end, to be completed next season. The inventory of state property at the canal is \$12,036.00. The repairs being so nearly completed, it is hoped that a still further reduction in the tolls can be made the coming season.

The clerk of the canal absconded in August last, taking from the safe by means of a false key, the sum of \$1,114.77. The superintendent being responsible for the safe custody of the canal funds, he must pay the amount unless relieved by you. As he was in no wise to blame in this matter, the canal board agree with me in asking the passage of a joint resolution directing them to allow the amount to the superintendent.

#### SPECIFIC TAXATION.

The assessment of specific taxes for 1875 was \$577,995.00; for 1876, \$573,533.00, a decrease for this year of \$64,462.00. Of this decrease \$26,000.00 was

in the tax on life insurance companies, reduced by the Legislature in 1875, and \$34,000.00 in the decreased earnings of railroads. Specific taxation on real property for State purposes is a system that combines in it more injustice to the people, more inequalities and irregularities, than any other system that was ever devised. It is unrepugnant, because it divides the community into classes for purposes of taxation, because it is always and invariably lower than general taxation, because being in lieu of all other taxes, it deprives our municipalities of their legitimate revenue. A careful analysis of the system in this State shows a disparity in the amount of taxes paid by those taxed under it, and other parties, that is simply astonishing. The total value of the taxable property of the State, as fixed by the State Board of Equalization, is \$630,000,000.00. The total taxation levied in the State for all purposes is about \$15,000,000.00, or 2½ per cent. on the valuation, though I believe our taxation is really about two per cent.

A hundred dollars in bank stock, farms, houses, lands or mechanical industry pays in Michigan two dollars taxes; the telegraph property in Michigan pays 23 cents on the hundred dollars; the street railroad property pays 25 cents on the hundred dollars; other railroads pay 27 cents on the hundred dollars, taking their own valuation as a basis. The telegraph lines in the State are worth \$1,000,000.00, and pay an annual tax of \$2,366.00; the street railroads cost \$785,406.27, and pay an annual tax of \$1,421.00; the railroads of the State are worth \$150,000,000.00, and pay an annual tax of \$400,000.00. If these corporations paid the same tax that other property does, they would pay over \$2,000,000.00 annually, instead of \$405,000.00. I can see no reason for this great difference. Arguments may be made that this or that business does not pay, but this is no cause for exemption or decrease of taxation. A farm may be unproductive, a store or house may be without a tenant, a manufacturer may not make a penny, but the taxation on these investments remains the same. There is no system of taxation that is fair, just, and equitable, except that which taxes all property exactly alike. Specific taxation should only apply to foreign corporations who, earning money in the State, have no property in the State, such as insurance companies and the like. Occasional exceptions, temporary in their character, may be made to this rule for the purpose of building up some new enterprise, or developing some new industry, but the well governed community is that where the burden of taxation, be it heavy or light, rests equally upon all property and its owners.

#### INSURANCE.

In the creation of an Insurance Bureau, the State recognized the fact that the business of insurance was of such public nature, that it demanded the supervision of the State, that its citizens might not be wronged. Under the faithful management of our Commissioner, the fire companies doing business in this State have been carefully weeded out, and I believe no losses have fallen upon our people from the failure of a fire insurance company in the past two years. We have not been so fortunate in the matter of life insurance. The recent failure of the Continental Life Insurance Company of New York city, in which our citizens hold policies amounting to \$2,700,000.00, upon which they have probably paid \$500,000.00 in premiums, ought to attract the attention of our law-makers, to our present legislation upon the subject of life insurance. We have the power of examination and of prohibition from doing

business in the State, and that is about all, and the Commissioner informs me that the examination of a life insurance company is the work of months.

In the case of failure, each policy-holder must look out for himself, and as each one's interest is small compared to the whole, the receiver or assignee disposes of the assets for the benefit of himself and the stockholders if he sees fit so to do, and the policy holder is left as chief mourner. But it is not only in case of failure, that our citizens suffer.

Thirty-three companies of other States are authorized to do business in this State. These companies issue forfeiting or non-forfeiting policies—while companies organized under our own laws cannot forfeit a policy after one payment has been made. If this law is right as applied to ourselves, and it certainly is, we ought to apply it to all companies doing business in the State. The Supreme Court of Massachusetts has decided that no company, whether organized under the laws of that State or not, can forfeit a policy. Of the companies doing business in this State, no two policies are alike in their provisions. The business as conducted here is something like this: *i. e.*, the insured is asked an average of about twenty-five questions, his physician about twenty, some friend about five; if after death there has been an error in the answer to one of these questions, the company may decline payment.

After this ordeal is passed, the companies make the policies void in case of death as follows: seven, if the assured commits a felony; thirty-one for suicide; seventeen if "suicide is committed while sane or insane;" six, "if voluntary or involuntary self destruction;" fifteen, if death ensues from "intoxicating drink;" five, from "intemperate use of liquors;" six from use of opium; ten from "impairment of health by narcotics or alcoholic stimulants." Although the tables of mortality, upon which the price of insurance is estimated, are made up of all deaths, including those from above causes, payments, in case of death, are made on a self-constructed basis to suit the company. A husband and father may pay his premium honestly and promptly for years, and by misfortune or financial disaster, miss a single year; he may have lived a temperate and decent life for years, and by and by fallen into temptation by strong drink; he may become insane by any cause, and in an asylum destroy himself; he may, after years of honest living, turn to evil ways and go to prison; and, should he die, wife and children, who may have deprived themselves of many a necessity to keep up his life insurance, are told that the policy is void; and if compelled to sue for it, our own courts are powerless, and they are driven to the United States Court, or a compromise.

Though there are honorable companies who do not take advantage of all these technicalities, yet our laws permit it to be done, if they should so choose.

I believe it to be the province and the duty of the State to designate a form of insurance policy, always non-forfeitable, free from all useless verbiage, as simple as a promissory note, protecting citizen and company alike, and to permit no other to be used in the State.

If foreign companies should not like it, there is no compulsory law to keep them here. In this connection I desire to call your attention to the report of Commissioner Row, for 1873, and to the report of Attorney General Marston for 1874 on this subject.

Our citizens hold life insurance policies amounting to \$53,000,000.00 for which they pay over \$1,600,000.00 annually, and we owe them a duty in this matter that we must not neglect.



## BANKS.

There are twenty-six banks in the State that are organized under its laws. Of these, eleven are savings banks with a capital and surplus of \$992,845.00, and deposits of \$5,078,759.00; and fifteen are banks of deposit and discount, with capital and surplus of \$1,479,956.00 and deposits of \$2,150,732.00.

I deem it my duty to again for the third time call your attention to the fact that our law on the subject of banking is extremely lax and of no earthly use in protecting our citizens from fraud and wrong if evil minded persons see fit to take advantage of its defects. Our banks of to-day are well managed and in good hands, but this is good luck and not good laws.

I again recommend that provisions, similar in their character to those of the National Banking Act, in the establishment, surveillance and control of banks, be engrafted in our laws. No one objects to these provisions, and they give to the people not alone the sense of security, but security itself, while the banks themselves are more careful and conservative in their management. Banking is not a private business, however conducted. Calling oneself a banker carries with it, to the common mind, the idea of a public business, governed by legislation, and I am of the opinion that it should be so governed,—not in a narrow and restrictive sense, but in a liberal, careful, and protective manner.

Many of the counties and municipalities of the State have suffered heavy losses by the defalcation of their treasurers. There is something wrong in a system that allows these officers, first to perpetrate, and then conceal for a long time, such frauds as some of these have been guilty of.

There should be a general law, applicable to every municipality in the State, mandatory in its provisions, compelling settlements at least four times a year, by the authorities with their treasurers. Such settlements should not be on paper simply, but should include an actual counting of the public funds in their hands. Under the present law, if a community feel that their treasurer is embezzling or misappropriating the public funds, they have no remedy except to wait for the expiration of his term.

If the words “defaulter” and “defalcation” could be stricken out of our vocabulary, and the old fashioned plain English substituted, it would tend to make these crimes less common. This subject deserves your thoughtful consideration.

The provisions of law in the city charters of the State, relating to the taking of private property for public uses, are as varied in their character as the charters are numerous. Several of these have been pronounced unconstitutional by the Supreme Court, and it is fair to presume that others would share the same fate, if tested. The cities and individuals suffer alike from the effects of these decisions. Would it not be well to prepare a careful, general enactment, covering this subject, that should apply everywhere and to every one alike?

## MUNICIPAL TAXATION.

The gross amount of taxation levied in the State for all purposes is about \$15,000,000 00. Of this about one-thirtieth part is the State tax, the balance is for city, town, village, school, and highway purposes. So, if we grumble at our taxes the State gets one-thirtieth and the other forms of government twenty-nine thirtieths of our maledictions. So too if care in legislation is demanded for the State, how much greater care should be given to legislation affecting the different municipalities of the State. The framers of the constitution rec-

regarding this duty, have clothed the Legislature with power to restrict in cities and villages the powers of taxation, borrowing money, contracting debts and loaning their credit. The table of municipal indebtedness, submitted herewith, showing a total indebtedness of \$6,584,540.00, is abundant proof of the necessity and propriety of this provision of the constitution. If our cities and villages would follow the example of the State, and the dictates of prudence,—remembering that out of debt is out of danger,—that debt means taxation,—that debt is a mortgage on, not only the property, but the industry of the people,—they would be loth to incur indebtedness and would soon find a lighter tax roll and increased prosperity.

Would it not be well to provide for the collection of taxes semi-annually, instead of annually? This plan has been adopted in several of the States, and works well. I can see no reason why the tax-payer should not have the use of a portion of his taxes for half of the year, instead of the municipality or its treasurer.

The experience of the States that have adopted this system proves that taxes are paid much more promptly, willingly and easily than under our system. The interest on seven or eight millions for six months is an amount worth saving to the people. The decreased amount of public funds in the hands of treasurers would partially remove the temptation to speculate with them, and there would be less losses from this source. It may be some trouble to inaugurate the system, but I am of the opinion that it would be a decided reform.

#### MILITARY.

The militia of the State is composed of three regiments of eight companies each. The First Regiment, under command of Col. W. H. Withington, numbers 600. The Second, Col. I. C. Smith commanding, numbers 615. Third, under command of Col. O. F. Lochhead numbers 577—a total of 1792 rank and file.

No more companies can be accepted, as the law of 1873 limits the companies to twenty-four. I ordered an encampment of each regiment during the past summer for the purpose of regimental practice and drill. The attendance was large, the discipline maintained excellent, and officers and men a credit to the State whose uniform they wear, and whose soldiers they are.

Under the act providing for the transfer of all insane Michigan soldiers from the poor-houses of the State to the Asylum at Kalamazoo, twenty-six have been so transferred. The expense of their maintenance is about \$3,000 per annum. The National Soldiers' Homes have received since their opening 436 soldiers from Michigan.

In the two years ending September 30, 1876, fifty-four soldiers have been temporarily cared for at the Soldiers' Home in Harper Hospital at an expense of \$4,179.60 for maintenance, and \$134.15 for transportation, clothing, etc. The number of soldiers requiring care in this direction is decreasing rapidly, and I recommend that the Home be discontinued, and that, in lieu of it, the Military Board be authorized to provide for their temporary wants by payments of money direct. The expense of maintenance at the Home being over one dollar per diem, I am of the opinion that the system of direct payments would save the Military Fund a large amount.

The balance in the Military Fund Sept. 30, 1876, was \$27,111.78. The

amount of tax for military purposes levied in 1876, was \$22,142.30. No tax was levied in 1875.

The reports of the Adjutant, Quarter Master, and Inspector Generals furnish details of military matters, to which your attention is asked.

The Mexican Veteran Association of the State, at a meeting held in Jackson in June last, requested me to ask for them the passage of a Joint Resolution asking Congress to grant their prayer for pensions.

#### FISH CULTURE.

Since Dec. 1, 1874, there has been hatched and placed in the waters of the State 12,400,000 whitefish, 1,470,000 salmon, and 150,000 lake trout. There are now in the two hatching houses 10,000,000 eggs to be distributed the coming spring. The total expense since July 1, 1873, has been \$23,057.20,—an amount considerably less than the appropriation. The inventory of property belonging to the Fish Commission is \$4,000.00. Sufficient time has not yet elapsed to decide conclusively as to the success of this enterprise, but I am of the opinion that it will prove a success, and should be continued. It is the belief of those engaged in the work, that every acre of water in the State can be made as valuable as an acre of land. As the appropriation expires July 1, 1877, if the business is to be continued, a new one will need to be made. The catch of fish in our great lakes, that has heretofore been a source of great revenue to our people, is decreasing very rapidly, and chiefly from causes that are within our own control, viz.: the wholesale destruction of young fish by the present methods of fishing,—catching in season and out of season—without any regulation on the part of Government.

The attention of our Senators and Representatives in Congress should be called to this subject, as the General Government has exclusive power and control over it. Michigan has about 39,000 square miles of fishing grounds, and our interest in the business is one of great pecuniary magnitude.

#### CONSTITUTIONAL AMENDMENTS.

The amendments to the Constitution, submitted to the people at the late election, striking out the clause that prohibited the granting of license for the sale of liquors, and permitting amendments to be voted upon hereafter at spring elections, were both adopted by a large majority. The amendment increasing the salary of Circuit Judges was defeated by a small majority.

It is to be regretted, that with the submission of this amendment there had not been some accompanying legislation equalizing and reducing the number of circuits. The inequalities of population, business, and territory, are very great. Gentlemen who have lately filled the position of judge in some of our circuits, have assured me that they could have transacted all the business with ease had the district been doubled. We now have 21 circuit judges and three special judges, who perform the duties of circuit judge. Wisconsin, with a population 130,000 less than ours, has 13 circuits. Iowa, with a population 100,000 greater than ours, has 13 circuit and 13 district judges, but they have no probate courts, the circuit judges having jurisdiction in probate cases. Indiana, with a population 500,000 greater than ours, has 40 circuit and 5 special judges, but no probate judges. Wisconsin pays salaries of \$3,000 per annum; Iowa, \$2,200; Indiana, \$2,500. Our judicial system as a whole is more expensive than any of the above mentioned. Would it not be wise to remodel it; consolidate some of our circuits, reducing the number,—pay our

judges respectable salaries, and at the same time save expense? The expenses of stenographers in the State for 1876 was \$22,000.

#### STATE LIBRARY.

Your attention is invited to the very full report of the State Librarian. The Library contains 52,819 books, maps, and pamphlets, valued at \$100,000.00. The librarian asks an appropriation of \$1,500.00 for each of the years 1877 and 1878, and I respectfully recommend that the request be granted.

In addition to the ordinary duties of the position, the Librarian has entire charge of the sale and distribution of the Supreme Court Reports, and this of itself is a work of much responsibility, occupying much time. Since the disposition of these reports has been placed in her hands the sales have greatly increased; the receipts for '71-2 being \$1,414.48, while in '73-4 they were \$8,896.55, and in '75-6 they have been \$15,319.93. The growth of the Library and the increasing demand upon the time of the Librarian, its prospective removal to the new capitol, make it necessary that the Librarian should be empowered, with the approval of the Governor, to employ a competent clerk, and I recommend that such authority be granted.

There should be some definite action by your honorable body on the question of fire insurance upon State property. The value, as stated elsewhere, is very great, and the trustees of the different institutions should have instructions, from the law-making power, either to insure or not. There should be some harmony of action on this subject. As it is now, some are insured and others are not.

#### STATE BOARD OF HEALTH.

The gratuitous labor of this Board in behalf of the public health and well-being, though not as plainly perceptible as some practical work, I believe is of great value to the people. Their reports contain much useful information on the preservation of life and health, valuable alike to individuals, public officers and institutions.

#### STATE PIONEER SOCIETY.

The report of this society is submitted herewith. Of the appropriation made by the Legislature of 1875, of \$500 for each of the years 1875 and 1876, only half of the amount for 1875 has been drawn from the Treasury. The Society ask an appropriation of \$500 for each of the years 1877 and 1878.

I submit herewith certain petitions and correspondence relative to affairs in the county of Manitou. They show that the laws of the State and United States are violated with impunity, and that there is no safety or protection to persons or property in portions of the county. No courts have been held for years. The county offices are vacant a large portion of the time. There is no jail. Debts cannot be collected by process of law, nor any of the forms of law complied with.

There is no power vested in the Executive to remedy this condition of affairs, and I recommend that the county organization be discontinued, and the territory be attached to the county of Charlevoix, which is in the same Senatorial and Representative District.

#### RELIEF FUND.

The relief fund remaining in my hands at the date of my last message was

\$310.75. I gave to the sufferers by the tornado in Detroit in 1875, \$200.00, and the balance, \$110.75 to the Centennial fund for the erection of the Michigan building, at Philadelphia. I hold vouchers for these disbursements.

#### THE LIQUOR TRAFFIC.

The law of 1875 providing for the regulation and taxation of the liquor traffic, has been in operation nearly two years. It was the purpose of the friends of this act not only to regulate, but to restrain the traffic in strong drink that had grown to be, under other laws, the greatest evil of the day. For the purpose of ascertaining what has been accomplished under it, I addressed the treasurer of each county, asking for full details of the operations of the law in their respective counties. A tabulated statement of the replies, together with a report made to the Auditor General for 1875, by the same officers is published herewith. The information is somewhat incomplete, but is probably as near correct as could be expected. In 1875 the number assessed, as reported to me, was 4,974; of these, 4,215 paid the tax, amounting to \$461,462.92. It is altogether probable that those who have not paid have retired from the business. In 1876 the number assessed was 4,553; of these, 3,385 are reported as having paid the tax, amounting to \$384,387.00.

The collectors of internal revenue report the number of persons assessed in 1876 by the General Government, as dealers in liquors, as 5,338, but this includes druggists, who, as a rule, are not assessed under the State law; while in 1874 the number assessed was 6,444, showing a decrease of 1,106 in two years. It is evident therefore, that the act of 1875 has decreased the number of places where liquor is sold very largely.

As many of the persons assessed have retired from the business, and others have been assessed for periods less than a year, I estimate from the reports that there are about 4,000 places for the sale of liquors in the State.

The official reports of the police officers of the cities of Detroit, Grand Rapids, East Saginaw, and Jackson, report 3,974 arrests for drunkenness in 1874, 3,232 in 1875, and 2,228 for 1876. This decrease of drunkenness and of places where humanity is made barter of, and dollars traded for degradation, must be gratifying to every citizen. The reports show very generally that behind this law there stands a public sentiment that says, enforce it. There are counties, however, as shown by the reports for 1876, in which it has not been properly enforced. This is notably the case in Bay, Houghton, Ingham, Jackson, Kent, Lapeer, Marquette, St. Clair, Saginaw, and Wayne counties. Some of the officers, whose business it is to enforce the law, have lost sight of the restrictive and restraining idea underlying it, and rather than close up the business, have fostered it by accepting monthly payments on account. I find this system in vogue quite extensively. There is no time fixed in the law for the collection by the sheriff, or for return of warrant by him. I suggest, therefore, that the law be amended, giving the Treasurer a certain specified number of days in which he may receive the tax, giving to the sheriff not exceeding thirty days in which to collect, and five days additional in which to make his return. When his return is made, he should be required to furnish a copy of it to the Prosecuting Attorney of the county, whose duty it should be to commence proceedings at once in all cases where the tax has not been paid. The Treasurer should also furnish monthly lists, of persons who have failed to file the bonds required under the law, to the Prosecuting Attorney for prosecution.

Summary process for the absolute removal of any officer, neglecting his duties



under this law, should be provided for. These details of administration ought not to be needed, but there seems to be something peculiar regarding this business, and it requires tying up tight. The police regulations, in my opinion, should be so amended as to prohibit the sale of any kind of intoxicating liquors on election day, and after eleven o'clock at night. There is a vast amount of liquor sold in drug and confectionary stores, without the payment of the tax. The only remedy that I can suggest is to place them under the provisions of the law and tax them. I believe that with these amendments the law will be found, year by year, more and more restraining in its tendencies, and more productive of good to the people. It has already closed over two thousand places where liquor has been sold, and has put into the common treasury nearly a million of dollars from the traffic.

The spring is no higher than its source, and no law that has not the sympathy and sentiment of the people acting with it, will ever remedy an evil. If a community do not regard temperance, sobriety, and good morals as a necessity to their well-being, the law will do them but little good,—while to the friends of good order, public peace and private content, it will prove a blessing.

Intemperance is the danger of the hour. It feeds prison and poor-house; destroys morals and manhood; and, cancer-like, eats away the life of the individual and nation. Law will not stop its ravages, but it may be made an instrument that will lessen its evil work, and this I believe our present law is doing. It should be strengthened and improved, bearing in mind that its provisions should be kept within the pale of public sentiment, and within the range of the common sense of justice that so universally prevails in the minds of the people.

The sudden and severe illness in my family that calls me away, has prevented me from preparing the report of the Centennial exhibit made by the State. I shall be compelled to defer it until my return, and ask my successor to transmit it to you.

#### SENATORS AND REPRESENTATIVES:

In closing my official connection with the State, I cannot refrain from expressing my sincere gratitude to my fellow citizens of all opinions and parties for the kindly consideration they have always shown me. I shall bear it with me as a precious memory. I have faith that with good laws, equal justice, and general education as the foundation stone, we shall build here a State that will in material wealth and in the moral and mental worth of her citizenship, stand forever as the handiwork of a free people.

JOHN J. BAGLEY.

EXECUTIVE OFFICE, }  
Lansing, January 3, 1877. }

The following documents accompanied the message in the form of an appendix:



Ionia	46	5,896 83	46	5,896 83	1	50 00	10	280 85	56	6,177 67	.....	287 50
Iosco	23	3,100 00	23	3,100 00	.....	.....	2	78 28	25	3,178 23	.....	75 00
Isabella	14	1,437 50	14	1,437 50	.....	.....	1	24 87	15	1,463 87	1 36	310 88
Jackson	83	10,533 18	86	11,598 51	own ty."	200 00	41	1,463 87	127	10,080 83	45 81	606 61
Kalamazoo	61	7,189 91	67	8,962 41	.....	100 00	19	841 67	88	9,794 08	.....	314 09
Kalkaska	1	150 00	1	150 00	.....	.....	.....	.....	1	150 00	.....	53 21
Kent	157	20,576 39	167	23,576 39	.....	100 00	72	2,711 34	239	26,237 73	11 89	607 50
Keweenaw	20	1,930 00	20	1,930 00	.....	100 00	33	1,116 66	53	3,046 66	.....	2,825 73
Lake	2	2,912 50	2	2,912 50	.....	.....	.....	.....	2	2,912 50	.....	85 67
Lapeer	42	2,977 15	42	2,977 15	.....	50 00	25	631 37	67	3,508 52	25 61	239 58
Leelanaw	4	650 00	4	650 00	.....	50 00	4	210 00	8	760 00	.....	75 00
Lenaueo	67	8,681 85	67	8,681 85	.....	200 00	38	1,745 92	105	10,327 77	6 40	336 67
Livingston	34	4,178 66	34	4,178 66	.....	.....	6	224 32	40	4,402 88	7 98	450 00
Mackinac	6	637 50	6	637 50	.....	.....	1	30 00	7	687 50	.....	150 00
Macomb	41	4,416 33	41	4,416 33	.....	200 00	44	1,505 52	85	5,921 85	.....	600 00
Manistee	23	3,685 09	29	3,685 09	.....	50 00	13	523 30	42	4,438 39	3 27	474 19
Manitou	108	10,700 62	111	11,600 62	.....	.....	.....	.....	3	852 50	.....	643 57
Marquette	27	3,700 00	27	3,700 00	.....	150 00	67	2,250 37	178	13,860 99	.....	150 00
Mason	28	3,225 00	28	3,225 00	.....	50 00	10	400 00	37	4,100 00	6	291 24
Mecosta	22	2,801 08	23	3,101 08	.....	.....	4	146 66	32	3,371 66	8 39	1,132 50
Menominee	11	812 50	11	812 50	.....	100 00	7	238 89	30	3,389 97	.....	512 75
Missaukee	36	4,233 82	36	4,233 82	County	.....	3	40 00	14	852 50	.....	150 00
Monroe	37	4,444 58	37	4,444 58	dur ng the past year	100 00	.....	.....	71	5,708 84	.....	236 66
Montcalm	85	11,166 67	85	11,166 67	.....	.....	35	1,415 02	43	4,811 21	6 13	900 00
Muskegon	21	2,925 00	21	2,925 00	.....	50 00	11	363 63	106	11,822 50	.....	75 00
Newaygo	62	7,065 96	62	7,065 96	.....	.....	21	655 83	24	3,033 34	.....	236 66
Oakland	6	700 00	6	700 00	.....	100 00	3	108 34	92	8,115 85	4 14	150 00
Oceana	8	1,200 00	8	1,200 00	.....	50 00	30	1,029 99	12	924 33	.....	900 00
Ontonagon	21	2,043 75	22	2,343 75	.....	50 00	6	224 33	13	1,470 00	15 08	75 00
Oseola	50	6,595 85	52	7,195 85	.....	.....	2	80 00	24	2,423 75	.....	236 66
Otsego	4	600 00	4	600 00	.....	150 00	14	576 67	63	7,778 52	6 88	6,179 89
Presque Isle	1	150 00	1	150 00	.....	100 00	3	140 00	7	740 00	.....	332 54
Roscommon	178	20,442 55	182	21,642 55	.....	200 00	139	4,453 56	321	26,096 11	6	130 00
Saginaw	21	2,052 10	21	2,052 10	.....	50 00	11	443 39	32	2,495 49	1 24	1,098 78
Sanilac	3	450 00	3	450 00	.....	.....	.....	.....	3	450 00	.....	291 50
Schoolcraft	18	2,373 75	18	2,373 75	.....	100 00	13	636 30	31	3,010 05	3 50	439 16
Shiawassee	78	9,863 01	78	10,563 01	.....	250 00	63	1,938 25	131	12,501 26	.....	300 00
St. Clair	35	4,394 60	35	4,394 60	.....	50 00	19	723 30	54	5,117 80	.....	462 10
St. Joseph	18	2,025 00	18	2,025 00	.....	.....	9	330 00	27	2,405 00	2 78	12,580 46
Tuscola	31	3,959 37	31	3,959 37	.....	50 00	7	231 63	83	4,241 05	.....	300 00
Van Buren	65	8,624 22	65	8,624 22	.....	250 00	59	2,468 76	124	11,090 88	28 63	957 50
Washtenaw	571	70,390 89	600	78,119 69	.....	1,000 00	413	15,425 49	1013	95,545 18	1,284 60	300 00
Wayne	8	837 50	8	837 50	.....	.....	4	120 00	12	957 50	9 10	49,767 68
Wexford	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Totals	75	20,963 88	2916	377,464 56	30	2,560 00	1009	60,240 96	4600	437,705 52	1,656 36	.....

a Not reported.  
b "The amount of interest collected was so small—not to exceed \$3.00 or \$4.00—that no account was kept of it."—Dep. Co. Treas.  
c "No interest has been paid to me on account of Liquor Tax; the sheriff has always retained the same as a part of his fees."—Co. Treas.  
d "There has been no interest paid to me by sheriff, and I do not know that he has collected any."—Co. Treas.



## ABSTRACT

OF COUNTY TREASURERS' REPORTS TO GOVERNOR BAGLEY OF COLLECTIONS OF LIQUOR TAX FOR 1875.

COUNTIES.	Wholesale.	Retail Liquor.	Retail Beer and Wines.	Brewer and Wholesale Dealers in Malt Liquors.	Paid.	Unpaid.	Amount Collected.	Amount Uncollected.
Alcona.....								
Allegan.....		50	14	3	60	7	\$5,742 82	\$887 50
Alpena.....		28	3	2	25	6	2,620 00	
Antrim.....		5	1	1			502 24	
Baraga.....		11	7	1	19	19	1,549 58	30 00
Barry.....		27	6				3,208 10	100 00
Bay.....	2	142	48	6	169	29	18,176 32	
Benzie.....		4	6	1			363 88	
Berrien.....	1	62	15	1	72	7	7,898 24	
Branch.....	1	32	17	2	52		4,398 76	
Calhoun.....		53	18	3	74		7,908 51	
Cass.....		19	4	1	23	1	1,938 09	108 00
Charlevoix.....		1	1		2		190 00	
Cheboygan.....	1	10	2	1	14		1,742 50	
Chippewa.....		9	4		13		1,510 10	
Clare.....		5			5		750 00	
Clinton.....		25	9	2	36		3,734 55	
Delta.....	2	27	9	1	21	8	3,716 21	
Eaton.....		20	13	1	34		3,257 44	
Emmet.....								
Genesee.....	1	51	27	4	83		8,746 83	
Gladwin (none).....								
Grand Traverse.....	1	7		2			1,362 50	
Gratiot.....		24	3		23	4	3,184 14	150 00
Hillsdale.....	1	25	15	1	42		3,959 53	
Houghton.....	3	116	89	5	209	4	17,564 54	
Huron.....		14	6	1	21		2,260 83	
Ingham.....		51	27	3	68	10	6,511 20	
Ionia.....		45	6	1	52		6,230 79	
Iosco.....		23	2		24	1	3,212 53	
Isabella.....		18	1				1,462 37	
Isle Royale.....								
Jackson.....	3	81	39	4	120	7	13,214 60	402 19
Kalamazoo.....	6	60	18	3	85	2	10,253 31	
Kalkaska.....		1			1		150 00	
Kent.....	10	163	63	10	243		27,051 53	

ABSTRACT.—CONTINUED.

COUNTIES.	Wholesale.	Retail Liquor.	Retail Beer and Wines.	Brewer and Wholesale Dealers in Malt Liquors.	Paid.	Unpaid.	Amount Collected.	Amount Uncollected.
Keweenaw .....		20	31	2	53		\$3,046 65	\$607 50
Lake .....		2			2		212 50	
Lapeer .....	1	52	25	1	67	12	5,800 61	
Leelanaw .....		4	3	1	8		760 00	
Lenawee .....		74	42	4	120		10,696 80	
Livingston .....		35	7		40	2	4,410 74	
Mackinac .....		8	1				662 50	87 00
Macomb .....		36	42	4	82		6,712 59	
Manistee .....	1	28	11	1	39	3	4,606 99	
Manitou .....								
Marquette * .....	3	186	109	5			13,906 78	
Mason .....	1	29	9	1	38	2	4,099 00	
Mecosta .....		25	4		26	3	3,269 57	
Menominee .....	1	26	5	3	31	4	3,480 32	490 00
Midland .....		11	3		10	4	1,202 50	
Missaukee .....								
Monroe .....		35	29	2	66		5,648 44	
Montcalm .....		44	10	1	49	6	5,211 97	363 93
Muskegon .....		92	22	1	115		11,872 50	
Newaygo .....		24	2		26		3,145 87	
Oakland .....		64	23	2	85	1	8,115 95	512 75
Oceana .....		8	6	1	14	1	1,005 58	
Ogemaw .....		1			1		150 00	
Ontonagon .....		13			13		1,732 49	
Osceola .....	1	17	2		15	5	2,503 38	
Otsego .....								
Ottawa .....	3	57	10	3	70	3	7,973 17	
Presque Isle .....								
Rosecommon .....		1			1		150 00	
Saginaw .....	4	203	134	12	292	61	30,586 46	
Sanilac .....		23	14	1			2,496 73	331 30
Schoolcraft .....		3			3		450 00	
Shiawassee .....		25	21	2	48		3,163 55	
St. Clair .....	2	77	52	7	135	3	13,470 94	
St. Joseph .....		48	20	1	67	2	5,117 90	
Tuscola .....		21	10	1	29	3	2,315 63	
Van Buren .....		39	5	1			4,241 05	
Washtenaw .....		72	43	6	112	3	11,371 72	
Wayne .....	43	693	425	40	1,058	143	102,350 82	15,591 96
Wexford .....		8	2				1,052 11	
	92	3,223	1,496	163	4,215	364	461,462 92	\$19,640 63

\* Fifty-one closed.

# A B S T R A C T

## OF COUNTY TREASURERS' REPORTS TO GOVERNOR BAGLEY OF COL- LECTIONS OF LIQUOR TAX FOR 1876.

COUNTIES.	Wholesale.	Retail Liquor.	Retail Beer and Wines.	Brewer and Wholesale Dealers in Malt Liquors.	Paid.	Unpaid.	Amount Col- lected.	Amount Uncol- lected.
Alcona.....		4	3		7		\$712 50	
Allegan.....	3	73	11	3	43	7	4,430 02	\$746 67
Alpena.....		21	2	2	10	9	2,093 75	
Antrim.....		4	1	1	3	3	350 00	
Baraga.....		11	0	1	16		1,505 00	
Barry.....		23	3		24	2	2,987 65	149 19
Bay.....	2	143	34	5	136	48	17,194 96	
Benzie.....		1	3				145 00	
Berrien.....	1	49	19	1	65	5	7,084 67	
Branch.....	1	30	10	2	42	1	4,807 03	139 17
Calhoun.....		39	20	3	62		6,699 42	
Cass.....		18	7	1	23	3	2,331 09	383 68
Charlevoix.....		1			1		150 00	
Cheboygan.....	1	12	1	1	15		2,032 08	
Chippewa.....		9	4		13		1,510 00	
Clare.....		6			4	2	600 00	300 00
Clinton.....		24	6	1	29	2	3,531 10	
Delta.....		6	21	1	28		1,952 50	
Eaton.....		20	10	1			2,958 38	286 50
Emmet.....								
Genesee.....	1	51	25	4			7,814 78	1,099 30
Gladwin.....								
Gratiot.....		19	3	19	19	3	2,229 55	558 79
Grand Traverse.....	1	8		2	11		1,597 00	
Hillsdale.....		25	10	1	36		3,701 22	
Houghton.....	3	84	94	3	130	54	11,875 10	
Huron.....		14	5	1	20		1,876 00	
Ingham.....	1	48	24	3	54	22	5,894 63	
Ionia.....		44	5		49		6,147 36	
Iosco.....		16	1		16	1	2,271 25	
Isabella.....		13	1			3	1,874 45	
Isle Royale.....								
Jackson.....	3	84	48	5	110	30	12,609 05	3,235 00
Kalamazoo.....	5	56	18	3	76	6	9,593 77	
Kalkaska.....		1			1		150 00	
Kent.....	9	165	69	6	220	29	21,248 64	

ABSTRACT.—CONTINUED.

COUNTIES.	Wholesale.	Retail Liquor.	Retail Beer and Wines.	Brewer and Wholesale Dealers in Malt Liquors.	Paid.	Unpaid.	Amount Collected.	Amount Uncollected.
Keweenaw.....		20	30	2			\$2,666 66	\$175 00
Lake.....		2	2		3	1	198 88	
Lapeer.....	1	39	10	1	21	30	2,685 56	
Lewiswee.....		65	35	4	104		11,574 15	
Leelanaw.....		3	5	1	8	1	676 95	75 00
Livingston.....		38	13		48	3	5,311 95	
Mackinac.....		8	1				926 34	
Macomb.....		48	42	3	81	12	6,178 86	
Manistee.....	1	28	12				5,045 81	
Manitou.....								
Marquette*.....	3	144	98	5	135	115	9,151 42	
Mason.....	1	20	8	1	28	2	3,375 98	
Mecosta.....		31	4		30	5	3,434 16	
Menominee.....	1	18	6	2	27		3,142 50	
Midland.....		11	2		5	8	627 00	
Missaukee.....								
Monroe.....		28	25	2	30		5,385 00	
Montcalm.....		36	6		31	11	4,349 24	948 88
Muskegon.....		70	31				10,813 51	1,251 25
Newaygo.....		25	1		23	3	2,109 39	256 50
Oakland.....		54	31	3	75	13	8,801 90	
Oceana.....		9	5		13	1	1,265 41	
Ogemaw.....		1			1		150 00	
Ontonagon.....		8			8		1,350 00	
Osceola.....		18	4		17	5	1,849 62	
Otsego.....								
Ottawa.....	1	49	14	2	59	7	7,160 73	
Presque Isle.....								
Roscommon.....		1			1		150 00	
Saginaw.....	3	148	125	12	155	133	16,872 13	
Sanilac.....		17	14	1			2,462 19	386 97
Schoolcraft.....		1					50 00	
Shiawassee.....		20	23	1	36	8	3,308 46	
St. Clair.....	1	61	63	6	106	25	9,841 15	
St. Joseph.....		40	14	1	52	3	6,327 25	
Tuscola.....		14	9		21	2	1,941 51	
Van Buren.....		30	4	1			4,693 71	
Washtenaw.....		59	49	6	86	22	9,463 19	
Wayne.....	25	412	478	37	879	173	87,364 39	16,019 03
Wexford.....		12	2		11	3	1,335 92	
	68	2,710	1,614	161	3,385	810	\$384,387 01	\$26,501 88

Fifty-eight closed.

## INDEBTEDNESS

OF THE CITIES OF THE STATE OF MICHIGAN, DECEMBER 1, 1876.

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Adrian .....	\$55,450 00
Alpena (none) .....	
Ann Arbor .....	20,000 00
Bay City .....	421,560 00
Battle Creek .....	168,800 00
Big Rapids .....	66,600 00
Coldwater (none) .....	
Corunna .....	23,300 00
Detroit .....	2,480,900 00
East Saginaw .....	645,143 62
Ft. St. .....	120,000 00
Grand Rapids .....	560,000 00
Grand Haven .....	24,000 00
Greenville .....	28,000 00
Hillsdale .....	36,100 00
Ionia .....	36,174 34
Ishpeming .....	19,000 00
Jackson .....	214,200 00
Lansing .....	171,800 00
Lapeer .....	23,156 00
Ludington .....	7,200 00
Manistee .....	19,700 00
Marshall .....	52,400 00
Marquette .....	170,000 00
Mason .....	5,000 00
Monroe .....	29,000 00
Muskegon .....	205,925 00
Niles .....	26,000 00
Owosso .....	13,871 43
Port Huron .....	421,560 00
Pontiac .....	34,100 00
Saginaw .....	258,500 00
Ypsilanti .....	82,550 00
	<hr/>
	\$6,584,590 48

## REPORT OF THE PRESIDENT OF THE STATE PIONEER SOCIETY.

OFFICE OF THE  
PIONEER SOCIETY OF THE STATE OF MICHIGAN, }  
Lansing, October 2, 1876.

HON. JOHN J. BAGLEY, *Governor of Michigan* :

Sir.—In compliance with the requirements of Act No. 209, Session Laws of 1875, being an Act to provide an appropriation for the benefit of the "Pioneer Society of the State of Michigan," for the years 1875 and 1876, I have the honor to present you the following report:

The members of the Pioneer Society present at the annual meeting held in February, 1875, voted that the proceedings of the society and the materials collected relating to the history of the State both past and present, should be preserved in a permanent form.

It was proposed to continue the society as a State institution and one that should be fostered and assisted by the State government itself. The Legislature was therefore memorialized to make an appropriation of \$500 per annum for the benefit of the society.

The appropriation was made, and the Act approved May 3, 1875.

A business meeting of the society was not held until the regular annual meeting in February, 1876, at which time the society appointed a committee of five historians, whose duty it should be to prepare and publish a volume of "Pioneer Collections."

The historians met on the 28th of February, 1876, and decided that the proceedings of the State Society, from its organization to the present time, should be published in the first volume of the "Pioneer Collections," and also issued a "General Circular" to the pioneers of Michigan, and a "Circular Letter," with a view of collecting the proper materials for insertion in this volume.

In answer to the circulars, the historians have collected and arranged ready for publication, much interesting and valuable matter pertaining to the early history of our State.

It is desirable that this volume should be published, and that an annual or biennial publication should be continued.

The report of the finances of the society commences with the quarter beginning July 1, 1875.

### FINANCES.

	DR.
By cash on hand June 30, 1875,.....	\$142 50
" membership fees received from July 1, 1875, to Sept. 30, 1876,.....	116 00
" interest received,.....	11 70
" cash received of the appropriation for 1875,.....	250 00
Total,.....	\$520 20
	CR.
To disbursements from July 1, 1875, to Sept. 20, 1876,.....	\$162 35
" cash on hand Sept. 30, 1876,.....	357 85
Total,.....	\$520 20

The itemized vouchers, showing the receipts and disbursements of the same, have been placed on file in the Auditor General's office; also, duplicates of the same with the Secretary of the Society, in compliance with the requirements of Act No. 148, Session Laws of 1873.

It will be seen from the statement of the finances that only \$250 of the appropriation for 1875 have been drawn from the treasury of the State, the society not being in a condition to use it as required by the law. It has consequently been lost to the society.

The appropriation of \$500 for the year 1876 will probably be expended by the committee of historians before the close of the year.

As before stated a continuation of the publication of the "Pioneer Collections" is considered important, consequently a further appropriation by the Legislature will be needed.

The society now numbers 301 members.

JONATHAN SHEARER, President.

COUNTY AGENTS  
OF THE BOARD OF STATE COMMISSIONERS FOR THE GENERAL SUPER-  
VISION OF CHARITABLE, PENAL, PAUPER AND  
REFORMATORY INSTITUTIONS.

YEAR.	NAMES OF AGENTS.	DATE OF APPOINTMENT.	COUNTY.
1874	McMahon, James.....	July 20,.....	Washtenaw.
"	Russell, Hartwell S.....	August 10,.....	Lenawee.
"	Hyde, Oscar F.....	December 18,.....	Kent.
1875	Shank, Hulbert B.....	March 20,.....	Ingham.
"	Morris, Sylvester S.....	" 20,.....	Ottawa.
"	Pierce, I. Clark.....	April 20,.....	Branch.
"	Mott, Charles E.....	May 8,.....	Hillsdale.
"	Brownell, Thomas C.....	" 8,.....	Kalamazoo.
"	Hyde, A. O.....	June 6,.....	Calhoun.
"	Dawson, Thomas.....	" 11,.....	Macomb.
"	Stout, Stephen S.....	" 23,.....	Allegan.
"	Ireland, Silas.....	July 7,.....	Berrien.
"	Barter, John.....	" 13,.....	Saginaw.
"	Miller, Albert.....	" 31,.....	Bay.
"	Graves, Benjamin F.....	October 16,.....	Mecosta.
"	Foster, John N.....	November 22,.....	Mason.
"	Smith, Bradford.....	" 26,.....	Wayne.
"	Wands, H. P.....	December 1,.....	St. Clair.
"	O'Donnell, James.....	" 13,.....	Jackson.
1876	Stevenson, William.....	January 13,.....	Genesee.
"	Hale, David B.....	February 11,.....	Eaton.
"	Dewey, George M.....	March 6,.....	Barry.
"	Bates, Alfred G.....	" 11,.....	Monroe.
"	Miller, Richard C.....	" 25,.....	Montcalm.
"	Van Auken, A.....	April 1,.....	Van Buren.
"	Sibley, Frank C.....	August 5,.....	Ionia.

## REPORTS FROM COUNTY AGENTS OF STATE BOARD OF CHARITIES.

—, Michigan, December 5, 1876.

To Hon. J. J. Bagley, Detroit, Mich.:

MY DEAR SIR:—Yours of November 20 has been received but a short time, and I improve the earliest opportunity to reply. My experience in regard to the workings of this law has not been so full as that perhaps of some living in the larger cities. Still, I have not been without some experience. I think there can be no question as to the real economy of this law. I believe that the expense attending the agency of this county has not exceeded \$50 during the past year, and has been the means of keeping two boys out of the Reform School during a minority sentence, getting a poor girl out of our county house into a home, and this would not have been brought about only through some similar agency.

One of the boys belonged to a very hard family, but had a good heart. Public sentiment was against him. It seemed to be so strong that but for my learning the fact that a relative in a distant city would gladly give him a home, he would have been sent to the Reform School. But I secured a suspension of sentence and sent him away to a distant home with good surroundings, certainly saving to the State in this one case more than the entire cost of the agency in this county for a year.

Another boy entirely without criminal intent was, on account of a family quarrel between his parents and the parents of another boy about his age (10 years) inveigled into a fight, and this was persevered in several times, until they could make it appear that it was an aggravated case of assault, for which he was arrested, and which I got let off. There was sufficient influence in the prosecution of this case to have sent him also to the Reform School, and he was arrested with the avowed intent.

I have now in my school room a boy 14 years of age who has only been kept from a criminal course during the past few months by his feeling that as State agent I had some authority over him, and upon his knowing that his father had consulted me regarding the matter of having him arrested unless he gave up his bad life and devoted himself to school. His parents are wealthy, and a good family.

A girl of sixteen has been in the Poor House for about two years, is not entirely *compos mentis*, but still somewhat capable. The lady having charge of the house always kept insisting that she could not get a home for her, but finally said she could not spare her as she needed her help, and I found it no small trouble to secure her release even after a home in a good family had been secured.

(This last is a local case involving some prominent parties, but of course the use you desire to make is in a general way, not referring, I presume, even to the county by name where the cases occur.)

I have also been consulted by a good many parents who had wayward children likely to finally go into criminal life, and they seem to feel that they are through this agency brought into a line of communication with the State Institutions very much more desirable than through the court officers, and in some instances have been asked to come and see a wayward boy and let him understand as though coming from an officer instead of a mere friend what the result of his course would be, their feeling seeming to be that the children had more respect for the suggestions than in case of the local officials with whom they are quite apt to be on familiar terms.

I have told you what seems to be of any value in my slight experience so far. The



people I believe have faith in its good workings. We do not need a Reform School for girls, and I know your heart is in that, so that nothing need be said to you in its advocacy.

I am yours, very truly,

———, Michigan, December 5, 1876.

*Hon. John J. Bagley:*

MY DEAR GOVERNOR:—In answer to your letter of the 20th ult., I have to say, that in this county the workings of the law appointing a county agent for the Board of Charitable, Pauper, Reformatory and Penal Institutions are not very apparent, except in the one particular of looking after the interests of children who have been bound out by public officers. There has been a criminal charge made against only one child under sixteen years of age in this county during the past year. And in this case the boy was arrested for burglary before any notice was given me. To that case I gave the most careful attention, but could not find any good farmer who was willing to take the boy, as three had already tried him, but neither of them could do anything with him. He was abandoned by father, and his mother was stricken with a paralytic stroke at his birth and has been unable to care for herself since, and is at present dependent on the charity of her relatives for support, her husband having placed his property beyond the reach of the law and left for parts unknown. This boy I took to the Reform School, under sentence of Judge Hoyt. But I have hopes of securing for him a home with his grandfather at no distant day, provided the Board of Control will consent.

There are seven apprenticed children in our county. I have visited all of them, and in one case caused the child to be sent to school pursuant to the terms of the contract. The others were all well cared for.

At present, I am arranging with two substantial farmers to take from the State Public School at Coldwater, each a boy, and expect they will be called for very soon. One boy has been recently sent from that School to reside with ———, and is reported to be a good boy.

Complaint was made to me a few days since, that the young sons of a Mr. ———, of this city, were in a destitute condition, without the necessary clothes or books to enable them to attend school. I at once inquired into the facts in the case, had the boys cared for, and they are now in school.

As this law becomes better understood, I have no doubt its workings in our rural district will be productive of great good, by preventing crime and pauperism; and I deem it of incalculable good in our large cities.

Yours, very truly,

———, Mich., December 7, 1876.

*Hon. John J. Bagley.*

DEAR SIR:—There have been few charges brought against minors under sixteen years in this county since my appointment. At least they have not been brought to my notice. None have been tried and sent to the Reform School. There was, in February, a charge of larceny brought against a boy under twelve years. His father (his mother was dead) seemed to think he had done all he could for the boy, and that there was no course to pursue but to get him sentenced to the Reform School. Upon investigation I became convinced that the fault was not so much in the unusual depravity of the boy, as the want of wholesome discipline, and kind, loving home influence. The result was, the father was encouraged to persevere in an effort to obtain a good home for the child, where he would be surrounded by good influences, and the mind and heart directed and stimulated to noble aims. He is now, I learn, doing finely, attending school, satisfied with his home, with fair prospects of usefulness.

Perhaps I am too sympathetic, but I can't help feeling deeply for the neglected little ones. They need the protection of loving arms, and kind hearts, and wise heads. It is but justice that the little unfortunates should be tenderly cared for. Our State is doing a noble work in that direction, but there is room for more.

Yours, truly,

P. S.—My apology for this delay is: wrote to find out more about the boy ———, whether our experiment with him was a success or failure. I feel that it has proved successful so far.

——, Mich., November 30, 1876.

*Hon. John J. Bagley, Detroit, Mich.:*

DEAR SIR:—I have just received yours of the 20th inst. As to the law you refer to, I do not see but it works well except for one thing: There is no penalty attached if the courts fail to notify the agent. There has been two cases in this county to my knowledge where the justice failed to notify. Should this become a general practice, the law in this respect would be a failure. Some of the magistrates say: We do not know your address. The County Clerk should be required to give the agent's address in his notice to the magistrate.

I believe it will be a saving to the people of the State, from \$75 to \$150 for every case where a child is kept out of our State institutions by the workings of this law, besides other good effects. If we indulge too freely in sending them up, our Institutions would soon be filled to overflowing. There are some wayward children that seem to be given to theft, and so constituted that they cannot be controlled by ordinary means, and the public good requires that they should not go at large. These are the kind to go to our Public Institutions, and no others, in my opinion. I have known boys in my acquaintance that were bad, mischievous boys, and would commit small crimes occasionally; after they grew up were the best of citizens. Take one of these boys up to one of these institutions as a criminal until he is twenty-one years of age: he now feels that there is a stain upon his character that he can never get rid of. Unfit, he thinks, to go into good society, depends on his labor for his support, calls on some proprietor for work. He asks where are you from? He must lie, or say: I am from the House of Correction; or, the Reform School. His answer will be: I do not want to hire, to-day. He meets with the same answer a few times. He feels cast down and degraded, falls in with some of the inmates of our small hells, to be found in nearly every town and city in our land, becomes a drunkard or a gambler, or seeks some unlawful means for a support.

I think the public authorities ought to be very careful how they dispose of these juvenile offenders. Be patient with them. Do not send them up for every little misdemeanor. Exhaust every means in our power to reform them at home first. We can save a few. We ought to rejoice more over one thus saved, than a dozen that did not need this saving grace.

You ask, does it have a good effect on the parents? I think it has in two instances under my observation: First. A man in —— complained of his son, eleven years old. He said the boy had taken or stolen at two different times the sum of seven or eight dollars from him, and spent it foolishly, ran about the streets, did not go to school, etc. The magistrate gave me notice. By the time I arrived there the father had repented of his course (although a little hard himself, I think). He and the boy had settled the difficulty; the boy had agreed to do better, was at school, and everything was going off nicely. Here, I think, the law had some good effect on the parent, and the boy, also. Had this case not been delayed until I could get there, the boy would have been tried, on the spur of the moment, and sent up, I think. The other was a boy, arrested near ——, in this county, twelve years of age, for assisting to steal a cow worth \$50. The father and mother felt very indignant towards him at first, and thought he ought to be sent to the House of Correction. Some four days after we appeared before the Justice. The parents had had time to take a second, sober thought, had never known of the son committing a criminal offense before, and was over persuaded by another boy eighteen years of age in this, thought it would be a terrible state of affairs to send him up until he was twenty-one years of age, perhaps, and even the complaining witness did not appear against him. He said he knew it was wrong to take the cow, and he never would do so any more. We turned him over to his parents, and they went off rejoicing. This, I think, had some good effect on the parents. The boy is all right, and now lives in Indiana with his parents, who are poor. Had he been tried at first, he would have been sent up sure, in my opinion. These two cases will be a saving to the State as above stated, besides the boys may make good citizens, and not have the stigma of a criminal attached to them.

Again, in one or two instances the parties aggrieved have come to me in the first place to get my opinion. I thought them to be small matters, and they were stopped right there, to a saving to the people, and the offenders are doing well.

I have now said more than I expected to when I began, and it may not be any information to you, or perhaps of but little interest. Hoping it may be favorably received, I remain,

Yours, most respectfully,

——.

———, Mich., November 25, 1876.

*Hon. John J. Bagley :*

DEAR SIR:—Yours of the 20th, asking my views of the working of the law for the care of children, was received yesterday. In reply I have to say that so few cases have arisen under the law in this county that I feel incompetent to judge of the general effect.

There are but three children in the county from State School, two girls and one boy, all sent to Coldwater from Poor-houses. The girls would most likely (unless cared for in some better way than is usual at a county Poor-house) have grown up paupers or worse than paupers. The boy would soon have been old enough to care for himself. Judging from his history as told by himself, was as likely to prove a criminal as anything else. Now, I think that chances are, that all of them will (if life is spared) make useful citizens, for I *know* that each has a good home.

There have been but three cases of juvenile offenders. Two were boys, charged with petty crimes. In both cases the boys pleaded guilty. After conversing with the lads and their friends, I advised their discharge under suspended sentence, after having obtained from each boy, as well as their friends, promises of future good behavior. All are doing well so far,—*saved, I hope*. The third case was that of a bright, energetic, but ungoverned girl, under fifteen years of age, charged by her father with being wayward, and completely beyond his control, and rapidly going to ruin. I immediately saw the magistrate, the father, and girl, found her as represented, and with pride enough to *build on*. After some conversation, gained her confidence so far that she gave me her history, which commenced with loss of mother early in life. Step-mother followed; or, as she says, a woman took her mother's place, and remained there until a year or two since; then father and woman separated and she undertook to keep house for him, and did so until his course was such that she could not stay longer with him, since which time she worked at various places as she could find them; admits she is not and *will* not be controlled by him in any way, prison is preferable. I learned by some old acquaintances who have employed her that she is a good worker, and kind hearted. One lady said to me this: "If you can get that girl away from her associates in this town, and place her in some good family, she will be saved, for she is smart, and has pride enough left to build on." In this case proceedings were stopped, and, with her assent, guardian appointed with advice of Judge of Probate. She is now bound in a good family where we hope she will grow into a respectable woman.

Ought not the State to furnish some other place than House of Correction for young female petty criminals?

There is little doubt that the money the State has invested in Reform School and State Public School will pay a large per cent. in diminished cost of pauperism and crime, and still greater saving in what is more valuable to the State than money, many youths who will make good and useful citizens.

Very truly, yours,

———.

———, Mich., November 28, 1876.

DEAR GOVERNOR:—I am in receipt of yours of November 20th, inquiring relative to the workings of the laws on Penal, Pauper and Reformatory Institutions as far as my experience and observation as County Agent may have impressed me.

You will see by looking over the reports from this county that the number of cases requiring my attention have been but few. We have sent one boy from the Poor House to the State School. I asked and obtained the privilege of taking him there that I might see the Institution in its regular working order, and that I might know what the State was doing for these unfortunates, and I was agreeably entertained. I could not do justice in an attempt to set forth the merits of the School. I can only say that all was in good order, and everything was well done, and I regard it as Michigan's noblest charity, for here I found a multitude of orphan children, transferred from the degradation of pauperism to a respectable position, where they are trained and fitted for honorable and useful citizenship.

We have had three examinations of boys guilty of offenses. Two were committed to the Reform School, and the other one we had prepared to bind out to a respectable farmer, but he with his father went away to Canada from whence they came.

The intervention of the agent, which was considered by many to be a useless provision, is now regarded as a wise mediation, adapting the specific remedy for the evil, and by a proper discrimination, may save many juvenile offenders from the degradation that a strict infliction of law may impose, which requires an eye for an eye, and a tooth for a tooth, in all cases.

I think that if our people were better acquainted with this subject, it would meet universal favor. Would it not be well for some one familiar with the whole matter to present an article occasionally in the newspapers, setting forth all the material public interests pertaining to these institutions? With my limited experience, I cannot make out such a case as may benefit you. I venture my opinions as an encouragement for a continuance in well doing.

Yours, respectfully,

———, Mich., November 25, 1876.

*To His Excellency, John J. Bagley :*

DEAR SIR:—Yours of the 20th inst. is at hand. In reply will say I think the law is a good one if strictly adhered to. I have had nine or ten cases in the last year. In two or three cases it has worked well. One boy was brought before the Court, with two others. After having made due inquiry, I found that his father was an industrious man. Working in a machine shop, he had paid but little attention to his son. The consequence was, he was led astray by bad boys. I interviewed his parents. They said if he could be let off for that time, they would attend to him. I recommended that he be returned home, which was done. Since then have heard no complaints, but hear he is doing well, and, I think, saved. His parents are very thankful. There are several cases of a similar kind.

Yours, very truly,

———, Mich., November 28, 1876.

*Hon. John J. Bagley, Detroit, Mich.:*

DEAR GOVERNOR:—Yours of 20th inst. came to hand some days ago. I have been unable to answer until to-day. Since I have been the Agent for this county for the Board of State Commissioners for the General Supervision of Charitable, Penal, Pauper, and Reformatory Institutions of this State, very few cases have come under my observation. I think there are no children indentured or placed in charge of any person in this county by either of the Charitable, Penal, Pauper or Reformatory Institutions of this State, so that I am unable to judge from actual experience of the workings of the third and fourth sections of the statute of 1873, that you refer to in your letter. My own judgment, however, is that these sections of the statute referred to, and their practical application, are essential to the well-being and prosperity of orphan children indentured or placed in charge of persons under this law, or under any other circumstances, where no parents or relatives are left to look after their welfare.

I have had some experience in dealing with cases under the second section of this statute. Its effect, I think to be very beneficial, both in saving expense to the State and the better care of children, in some cases by their parents. In one case that I now call to my mind, is where three children were arrested upon a charge of burglary and larceny that must have consigned them to the State Reform School had not this statute been enacted. These children were the off-spring of Swedish parents. They were arrested and lodged in jail. My attention was called to the case both as State Agent and Prosecuting Attorney. After a full consultation with the parents and the Court, I recommended that they be returned to the custody of their parents, and I think them better off than they would have been in the Reform School, and certainly the State is the gainer. And all cases that have come under my observation, and my experience as Prosecuting Attorney for four years last past, lead me to the conclusion that the Legislature acted wisely in enacting this statute, and I am strong in the faith that this statute should be retained and every effort made to carry it into effect.

I should be glad were I in a situation to give you more information of the workings of the statute, but my limited experience under this law must be my excuse.

Very respectfully,

———, Mich., Nov. 29, 1876.

*Hon. John J. Bagley, Detroit:*

Yours of the 20th received, but as I had a case on my hands, thought I would wait until I could report, as this has been the first which I have had to do with. It was a boy about 14 years of age; he had been stealing and had stole before, and proved to be a very bad boy in other ways. He was sent to the Reform School, which as I and the people of his village thought would be best for him. As you see, I have had so



little experience that I cannot give a satisfactory report of the matter, but cannot see why, in many cases will be successful, and be a saving in money to our State.

Yours, truly.

—, Nov. 29, 1876.

*Hon. John J. Bayley, Governor:*

DEAR SIR:—In compliance with your request of the 20th inst., I have the honor to submit the following as a part of the workings of the law, as I have observed it, under which I have been working. I do not know that I can throw any better light upon the subject, than by illustrating one of the cases that came under my notice.

Last spring I received a communication from one of the justices of the peace of —, notifying me that four little girls, not sisters, had been arrested, charged with the crime of larceny; the oldest was thirteen, the youngest eleven years. I investigated the surroundings of the case and found the parents of all the children to be Bohemians; all appeared to be in comfortable circumstances in life, but could not speak English. Not trusting to the children, who could all both read and speak English, to interpret for me, I procured an interpreter, and told the parents who and what I was appointed for. They were pleased and said, "Now our children will be protected." They told me how good their children were to go to school and to work. I then took the four children together and told them to tell me the truth, and if they did not I should certainly find it out. I then took each one separate and apart and examined them, and found that their stories all agreed, and the following is the story as related by them:

The four girls on coming home from school passed a house in which an old negro woman had been living. One of the girls looked in at the window, and saw that no person was living there. She called to the other three, saying the old woman had moved out and they would find some playthings. So they all went to the back part of the house and found the back door open. They went in, found some old broken earthen flower-pots, old hoop-skirts, and a broken door bell. One of the girls took the bell, tied a string to the hammer of it, then let it down the well to draw up a drink of water, and in the operation the string parted and left the bell in the bottom of the well. This frightened the girls and they gave a scream and ran away. One of the neighbors who saw the transaction, told the negro woman of it, who got her son-in-law to have the girls arrested for stealing her door bell, hoop-skirts, etc., placing a value on them of eight dollars. After hearing their story I made enquiry of the neighbors, who gave the girls the best of characters. I then found the complainant, who was a mulatto. I reasoned with him and told him I did not think the children had any idea of stealing, that the articles taken were of no value; that if he persisted in his prosecution it would cost the county at least one hundred dollars, and cloud the children's names forever. He then agreed that if I would see that the costs were paid he would withdraw his complaint, as he already regretted the steps he had taken. I then told the parents of the children what I had done; that if they would pay the costs that would be the end of the case. This they at once did, and a more thankful set of people could hardly be found. They thanked me, and said I had prevented themselves and children from being disgraced.

One thing I have noticed in particular, and that is, when a child has been charged with a crime, and a trial by jury has been had, in some instances boys have escaped the punishment they deserved through the sympathy of the jury, for they almost invariably find them not guilty, and my opinion is that it might be better if the law on that point was changed, for it is impossible for the jury to know as much about the case as the agent, for in one or two instances I have found out from the accused before the trial that they were guilty, and yet the jury acquitted them.

Another case: A boy nine years of age was arrested for assault and battery on a little girl of six years. Upon an investigation of the matter I ascertained that the boy's mother had urged the boy to strike the little girl, because the two mothers had been quarreling violently and the boy's mother was the worst off, and in order to be revenged she made the boy give the little girl a whipping. After hearing the case, I got the two mothers together and reasoned with them, told them of the folly of such conduct, and that if continued might result in the death of one or the other of themselves or their children, or else make a great expense to the county. They both concluded I was right and begged me to settle the matter for them. This I did by having the mother of the boy pay the cost of the arrest, and both seemed perfectly satisfied.

You also ask me to report failures as well as successes. The only cases coming under my observation that I can call failures is in trials by jury, when I have known

by the confession of the accused of his guilt, when the jury have found a verdict of not guilty.

In answering your questions I can candidly say from my experience that,

1st. It is a saving of money to the county and State;

2d. It keeps children out of our public institutions;

3d. It has a good effect upon parents and upon the children themselves.

I have taken considerable pains in every case that I have had anything to do with, and I feel fully satisfied that it is a good law if properly carried out.

Hoping I have fully complied with all of your requests and that may prove satisfactory to you, I remain

Your obedient servant,

—, Nov. 27, 1876.

*Hon. John J. Bagley, Governor:*

DEAR SIR:—The law for the care of neglected and abandoned children, I regard as eminently humane and wise.

From its workings, I think it one of economy. In this county, four children have been taken from the State School, and have good homes. They will make good men and women. Without this law, they would not have thought of taking these little ones.

The effect of the law on parents is salutary. Parents of vicious children, I find, watch them closer, and heed the admonition to be firm, gentle and kind.

In this county, two little orphans were taken from the School, and taken into the family of ——. The little ones are loved and kindly treated, and will make useful women.

A boy was taken by ——. The little fellow is in the store when not at school, and is bright, active and smart. He will make a good man of business.

A little five-year-old girl was taken into the family of Mr. ——. and the child is one of the family, well treated and happy—a comfort to her adopted parents.

The working of the law as to vicious boys I cannot speak of here, as we have had the misfortune to deal with pretty hard cases. I had the penalty suspended on one boy, and got him a home, upon the promise from him that he would be a good boy. But he ran away, and I have not heard from him since. But I see that much good to humanity and society can be brought about by this law. Looking it all over, I think it one of the wisest enactments on our statutes, and its workings will demonstrate its value to the people and the State.

Very respectfully yours,

*Governor Bagley:*

DEAR SIR:—Yours of November 20th came duly to hand, and I will answer some of your questions as far as I can. "Is it a saving of money to the people of the State to keep children out of our public institutions?"

I have had thirty-five cases of arrest come before me under the provisions of the law of which you speak, and of that number four have been sent to the Reform School, and two to the House of Correction. I find in a large share of the cases, so far as my experience is concerned (to what seems to me to be true) an undue anxiety on the part of officers to have the offender sent up. A certain marshal said to me, if I did not send the boys up, he would be — if he would arrest another one. In almost all the cases coming before me, I find very much to warrant another trial before punishment.

Second. Does it have a good effect on parents? My opinion is, the effect is good. It seems to bring forcibly before the parent, his failure of duty, and in almost every case there seems to be an honest effort to save the child. And in a large majority of the cases the effort seems to be crowned with success. The principle of action with me is this: If the surroundings are good, or *even fair*, the chances of reformation at home and without the taint of conviction, is very much more hopeful than after conviction, and I send only on the third offense, as a rule, unless circumstances will warrant other action.

In all the above mentioned cases, the parties arrested (except two) have pleaded guilty, and the parents or guardians have paid the costs where they have not been sent up. By the way, I do recollect that there were two or three cases where the parents were so poor that I did not recommend that they should pay the costs.

I make it my business to inquire of the parents or guardians of these children whenever I have opportunity, and find that generally they are behaving themselves well. I also interest myself in finding places where they can obtain work, and earn an honest living.

The first arrest that was made after I was appointed agent, was January 30, 1874. Two of the boys that were sent to the Reform School, by my consent, are now at home, namely: ———, who was there about three months, and ———, who was there about one year. Both are now behaving well. Whether it has been a saving to the people of the State or not, you are better able to judge than I am.

Yours, respectfully,

———, Nov. 22, 1876.

*Gov. John J. Bagley:*

DEAR SIR:—Yours of the 20th inst. came to hand in due time, contents noted. In reply allow me to say that I have sent you a report covering all the matter called for in your letter of inquiry, except the "history of cases to illustrate the working of the law." From many cases I will select a few that seemed the most hopeless.

1st. A German boy was arrested and sentenced to the Reform School until the age of twenty-one years. I found on examination, that his father was mainly instrumental in his arrest, conviction, and sentence, discovered to my satisfaction that the father was more at fault than the son. The sentence was suspended, the boy allowed to go home, the father fined five dollars, or made to pay the costs in the case, and a full reconciliation effected between father and son. Since then the father has been sick, and the boy, faithful to his word of "honor," has worked to assist his father, in fact, has been the main support of the family. He is obedient, keeps out of bad company, and will go to the evening school. The effect on the whole family seems to be good. The father has learned to be more considerate of the son, and the son recognizes his duty to his father, and his obligation to the State.

2d. Three Scotch lads, the terror of the whole neighborhood, were allowed to go home under suspended sentence, at which the policeman shook his head. But since then he has informed me that they have become the best behaved lads in the neighborhood. They attend Sunday school, and are obedient and industrious. I am also informed on good authority, that the whole family are very much improved.

3d. Four boys that were arrested for larceny, I found were acting for an old man, who was the *real guilty* party in the case. The boys were allowed to go home under suspended sentence, and the man was arrested, tried, and sentenced to the State Prison for five years. Since then the boys have conducted themselves well; worked for gardeners outside of the city, and are now in the city schools, instead of the Reform School.

4th. One case more must suffice, viz.: Six boys, nominally equally guilty, were brought to trial, but instead of sending them all to the Reform School, one only was sent. The other five were allowed to go home under suspended sentence, their parents promising to coöperate with me in their reformation. The other boy would have been given an equal chance with the others, had matters at home been hopeful, but on the contrary his father and mother did not think alike as to the treatment of their children. When they can agree with me as to the conduct of the boy, I shall ask for his release. The five boys discharged have surprised every body who knew them. They all attend day school, and keep out of bad company,—not being allowed to associate together as formerly. Their parents are delighted with the change for the better.

You ask: "Is it not a saving of money to the people of the State in keeping children out of the public institutions?" If they can be reformed, but much depends upon the agent. I think it has been a great saving in this county. It is self-evident that it costs less for a child to live at home than to live on the State. If half the boys that have come before me during the last year, who have been put under my care, had been sent to the Reform School, the expense to the State would have been thousands instead of hundreds of dollars. Much more could be accomplished if the agent in this county gave his whole time to this business.

2d. "Does it have any good effect upon the parents?" I think in some cases it has had a very good effect. I have taken an interest in the whole family, as it is of the highest importance that the home influence be good. Where the home is bad, the child will as a rule, be bad. I am much encouraged by the reports that come to me from many of these homes. And finally, I am more and more hopeful in regard to the operations of the law.

Respectfully yours,

PONTIAC, Nov. 11, 1876.

*His Excellency, John J. Bagley, Detroit:*

DEAR SIR:—I send you this preliminary memorandum of County Agents' reports. I have not Bradford Smith's. Have applied for it, but get no reply, and think he



may be absent. If you have it, as I think may be the case, as I have heard you refer to it, I will be glad if you will send it to me, so that I may tabulate its contents with the others. Of the 26 agents appointed, I have reports from 17, and will send those from whom I have not heard a second request.

Seventeen agents report 159 cases attended in the courts, of which 96 were released, generally to parents; 49 committed to Reform School; 2 fined; 2 bound out; 10 sent to Coldwater,—159. Average age, 13 years.

Offenses—95 for larceny; 18 for assault and battery; 11 for disorderly conduct; 10 for house-breaking; 9 for fighting; 1 for attempted rape; 5 for vagrancy; 10 not stated.

Yours very truly,

H. W. LORD, Sec'y.

—, Sept. 30th, 1876.

*Gov. John J. Bagley:*

DEAR SIR:—In accordance with your request, I submit to you a detailed report of the juvenile offenders of the county of Wayne, State of Michigan, that have been referred to me by the different courts of the —, county of —, since the seventh day of December, A. D. 1875, viz.:

Dec. 7, 1875, — was arrested for larceny, of which I was duly notified by the police justice. After an examination into his case, it was decided to suspend sentence upon him. He continued disobedient to his parents, and I caused him to be re-arrested and his confinement in the House of Correction for 60 days. He has since done quite well; he has learned to respect private and public authority,—a lesson he needs to learn. He seems now respectful and obedient.

Dec. 7, 1875, — was arrested for larceny. He is said to be doing well under suspended sentence.

Dec. 11, 1875, —, arrested for larceny, was also allowed to go home under suspended sentence. He is reported to me as doing well.

Dec. 11, 1875, —, sentenced to the Reform School, was allowed to go home under suspended sentence, and has been reported to me as a good and faithful boy.

Dec. 11, 1875. —, arrested for larceny, was set at liberty in the same way, and is doing well.

Jan. 3, 1876, —, arrested for larceny and sentence suspended, has since been sent to the House of Correction, and still continues to make me trouble, but doing better lately.

Jan. 3, 1876, —, a little boy eight years old; —, of the same age; and —, were all allowed to go home under suspended sentence. They were guilty of setting fire to a fence near the City Mills. They are all nice little boys.

Jan. 10, 1876, —, guilty of larceny, was allowed to go home under suspended sentence, but I think now the best place for him was in the Reform School, but I could not send him under the present law.

Jan. 13, 1876, —, only 8 years old, was arrested for assault with intent to kill. On a full investigation of the little boy's case, I became fully satisfied that great injustice had been done the orphan boy. I took him to my own home, and although he has given me much anxiety and no little trouble, I feel much encouraged about the little fellow. He supposed until about the time of his arrest that the people with whom he lived were his parents; imagine the grief of the boy when his supposed grandmother told him he had no right to be in what he had supposed to be his father's house. He had been adopted by Mrs. — when he was a mere babe, and had always called her mother, loved her as his own mother, and she loved him as her own son, as she told me on her death-bed, as I supposed. She felt more tenderly towards him than her own son. I have tried to find him a good home; he is now with a gentleman in this city.

Jan. 15, 1876, — was sent to the House of Correction and I have not known anything of him since.

Jan. 29, 1876, —, discharged under suspended sentence, shows his appreciation of the kindness shown him by good conduct, as far as known.

Jan. 29, 1876, —, after two suspended sentences, was sent to the House of Correction; he is a bad boy.

Jan. 29, 1876, — was allowed to go home under suspended sentence, but conducted himself so badly that he has since been sent to the House of Correction.

Feb. 21, 1876, — was sent to Reform School after repeated efforts to make him a good boy, but all in vain.

Feb. 21, 1876, — has conducted himself well under suspended sentence.

Feb. 4, 1876, —, under suspended sentence, is at home.

Feb. 17, 1876, —, sent to the Reform School at Lansing, is reported as doing quite well.



- 2d. Secure confidence of the child;
  - 3d. Secure prompt obedience of the child;
  - 4th. Secure truthfulness;
  - 5th. Secure industry and economy;
  - 6th. Secure the respect of the family;
  - 7th. Secure and strengthen home authority;
  - 8th. Secure a knowledge of personal right;
  - 9th. Secure an appreciation of public authority;
  - 10th. Secure an appreciation of their accountability to God.
- All of which is respectfully submitted this 7th day of Oct., A. D. 1876.

—, Agent.

—, Mich., Nov. 24, 1876.

*His Excellency, John J. Bagley, Governor of Michigan:*

DEAR SIR:—Yours of 20th inst., in relation to juveniles, duly received, and in response beg leave to state that as agent for this county of juveniles, etc., I have been called to do but little, excepting certain examinations of offenders, and a few children returned to their parents from the Coldwater School. There are no particular cases where the workings of the law have shown any particular results. I have no doubt, however, but that the general workings of the law are beneficial, but it will take time, patience and experience on the part of the county agents, to satisfactorily effectuate the objects aimed at in the law. I am satisfied that the Coldwater School is by far the most valuable part of the system. In the absence of any specific details of any special cases under my charge, I would suggest the desirability and expediency of a State Convention of the County Agents, State Board and perhaps some others, say Superintendent of Coldwater School, to be convened soon, in order that by a comparison of views such suggestions might be arrived at and furnished you in relation to needed amendments of existing laws thereon, as the assembled wisdom of said convention might deem desirable. It might be called at Detroit, and by the Secretary of the Board.

Very respectfully,

—, Co. Agent Juveniles.

—, Nov. 23, 1876.

DEAR GOV.:—Yours of the 20th inst. is at hand, and I intended to have written to you on the subject mentioned in it previous to its date, but since the election I have been kept as a juryman in the circuit court till this afternoon. I will cheerfully give you the information you ask for, so far as I am able. The law you refer to is looked upon very favorably by all our citizens who know anything of its operations; and the officers of the law are ready, and seem gratified to avail themselves of the discretionary power vested in the State agent, to remand the children under arrest to the care of their parents, or to provide other homes for them, where the indications are that the interests of the child and the community can be best subserved by that course, instead of being bound by the iron rule of the law to convict and send amongst criminals, those who have through evil association been enticed from the paths of rectitude, but who are not really inclined to be criminals. In my short experience as State Agent, in almost every instance where I have been called on to act, the crime can be traced to the evil associations with which the child is surrounded.

The first case I shall notice is that of —, a bright boy of fifteen, whose parents both died when he was seven. His father, a union soldier, died in the army, the boy was placed in a home where he remained till he was eleven; he considered himself abused and left the place, and after that lived a vagabond life till he was arrested for larceny last December, and no one desiring to take him to their home, he was sent to the Reform School at Lansing. —, aged thirteen, was arrested for assault and battery. Upon a thorough investigation, it was found that he had no home fit for a child of that age; his mother was dead, his father had a housekeeper not of good character, whom the children disliked and would not obey, so they ran wild in the streets, some of the time coming home to sleep and for their meals, and at others staying away nights and days; the father was a laboring man and could not control them. —, a brother of the above named, aged eleven, was soon afterwards arrested for larceny, and in both instances it was considered best to send them to the Reform School. —, aged ten years was arrested for participation in the crime of the last mentioned boy, but having a fair home and parents who would look after him, he was remanded to their care, and will not likely be found on the criminal calendar again; but the law made him equally guilty with the other. —, aged fifteen, a boy of weak intellect, was arrested for malicious trespass (breaking windows), he had

a step father, and his mother not having a desire to, or not being able to take care of him, he was abandoned by her after his arrest and sent to the Reform School, where, I since hear he is much happier in his new home than he was in his old. ———, was arrested for larceny on the 3d of August, his age was thirteen, the crime was not fully proved against him, and he having parents, was remanded to their care; but on the 7th of September he was again arrested for a similar crime. He was sent to the Reform School. A predisposition to crime is stamped on his countenance. ———, a boy thirteen years old, was arrested September 6th, for forgery; the crime was fully proved against him in more than one instance, he having been intrusted to get his employer's letters from the postoffice, which he opened and abstracted drafts for small amounts, upon which he forged his employer's endorsement, and in one instance the money, and in another the forgery was detected at the bank. His father is dead, his mother, a respectable woman, but such was the ingenuity with which he managed the crime when so young, that I dare not recommend that he should go at large, lest he might bring greater trouble upon his mother hereafter,—he went to the Reform School. One more instance for particularizing will suffice: ——— and ———, brothers, aged respectively eleven and nine years, were arrested on the 7th of September, on complaint of a vindictive old woman, for breaking open the door of her candystore in the day time, and taking away candy and cigars. There were five or six other little boys around, and these two were induced by the others to push against the door, (which was insecurely fastened on the inside with a button,) and breaking it open. The boys pleaded guilty before the circuit court, and upon my recommendation were remanded to the care of their parents, who are respectable people, and I have no doubt will take care of the boys in future, but had the old law been enforced they would have gone among criminals, and most likely become like their associates. The owner of the candy store heaped all manner of abuse upon me because I prevented the boys from going to prison.

There is no doubt as to the beneficial workings of the law, and if judiciously administered, will be the means of saving the State from providing for the incarceration of many hundred criminals, and save the hearts of many parents from being wrung by the anguish of having their children going to "the bad," by giving them another chance of exercising greater care and surveillance over them, before they are compelled to associate with hardened criminals in the prisons.

Our noble State has been the pioneer in more than one instance in enacting liberal and wholesome laws, which conduce to the happiness and prosperity of her people; which have been copied by sister States, and there is still a chance for more, and I will indicate one measure, which, if you can bring into shape, and have it carried out and enacted into a law, will before you are as old as Father Pierce, the father of our school system, redound to your honor as a benefactor, more than the inauguration of the school system does to his. Since I have been acting as the State Agent for reformatory institutions, I have had many applications from parents whose children are wayward and beyond their control, but have not gone so far as to make themselves amenable to the laws, for my advice and assistance in placing them where they will be under wholesome restraint; the question is asked if they cannot send their children to the Reform School, if they (the parents) pay their board, but when I tell them that I have no power or jurisdiction in any case except where the child has been arrested for a crime actually committed, they go away with heavy hearts, thinking perhaps, that my power will have to be exercised sooner than they desire.

Our State is amply able to provide for all classes that are under the necessity of asking her assistance, and my suggestion is that an institution be established, which shall have neither the stigma of crime or pauperism attached to it, but wholly under the control of and supported by the State, where parents who wish their children under more strict surveillance than they can give them, can place them, and those who are able, to pay any necessary expense, and the State to provide for the balance; and let the law extend so that the proper authorities under certain restrictions, can take children from their parent or guardians, either when they are abused or likely to become criminals through mismanagement. I am satisfied such an institution properly managed, will prevent more crime than any other that can be devised, and be the means of saving many a poor child from cruel treatment. To-morrow there is to be tried in our circuit court a man and woman whose cruel treatment of an eight-year-old adopted boy, resulted in his death. The cruel treatment has been known for some time, but no one felt authorized to interfere. From the above hastily written suggestion, you can gather something of what I mean, and if you do not consider the idea utopian, please bring it into shape, and suggest something of the kind to our next legislature.

Yours truly,

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——, Mich., Nov. 23, 1876.

*Hon. J. J. Bagley, Detroit, Mich.:*

DEAR SIR:—In answer to yours of the 20th inst., would say I think the law you refer to is a saving of money to the people. The first year of my work there was almost double the number of arrests that there has been this year. The carrying out of the law seems to have had a good effect on that class of boys. They have been more careful, and I know the parents have been more anxious to keep their children out of mischief. I have had mothers beg of me to try their children once more, and in many cases they have reformed, and are now good boys. One boy from —— was sent to the Reform School, has come back a good boy. The most of those sent since I have acted as agent have not returned, but I understand they are doing well and a good prospect of reform. One case only that has come to my knowledge where the boy has not been reformed by being sent to the Reform School, and that was a case where strong drink and a thievish disposition were combined. I had a case about one year ago where two boys were arrested for stealing who had been known to be thieves for some time previous. We kept them in jail about one month and released them on suspended sentence, and they are now all right in that respect, so that after all I conclude the law has had a good effect.

Yours, etc.,

——, Agent.

——, Mich., Nov. 24, 1876.

*Hon. J. J. Bagley:*

DEAR SIR:—Your favor of the 20th inst. was duly received. In regard to the law and its workings about which you inquire, allow me to say, when notice of the law and its requirements reached our magistrates, they seemed to get the impression that it would interfere in some way with their especial duties. However, the first cases occurring under it, developed its character and intention. Then our justices saw in it a link long needed to relieve them (so far as juveniles were concerned) from adhering rigidly to the law or technicality of complaints, many of which are made while the blood is up and passions more or less excited, over small misdeeds, or thoughtless acts, committed under peculiar temptations, without malice, and when rightly handled lead to exemplary lives and the formation of good substantial character. It would take too much of your valuable time to read the narrative of all our cases. It is very seldom that a boy, when explanation is fully made to him, refuses to plead guilty. This alone leads to a large reduction of costs for witnesses, counsel, etc., and places the agent in position to counsel with the court, and I feel gratified in saying that no instance has occurred where there has been the least difficulty in agreeing, between court and agent. We are obliged occasionally to send offenders to the Reform School. For instance a few months ago two boys by the name of —— were sent there for theft. Soon after they went their father was taken sick, and continued sick, and growing worse all the time, until about two weeks ago he was told that he could live but a few days. He expressed great anxiety to see his boys, his family and neighbors joining very earnestly in the request to have the boys brought home, if only for a day or two. They finally prevailed upon me to go after them, and if consent could be obtained to bring them home. On consultation with Mr. Davis and Mr. Howe, they very kindly at once placed the boys in my charge, and they came home with me. On reaching home the boys were set at liberty, with instructions to report to me once in three days. This they did punctually until their father died and was buried. Then their mother came to me with tears in her eyes to thank me and the managers of the school for the great comfort it had given them, and especially to the boys' father, to have them at home, and said the boys were ready to go back. We fixed yesterday afternoon for them to meet me at the depot, which they did, and I returned them to the school. Had a short but pleasant visit with Mr. Howe, made a good report for the boys and came home.

Yesterday morning I was cited to appear before Justice —— and attend to the case of two boys, brought before him for beating another boy. It so happened that I knew all the parties, and after consultation the boys pleaded guilty, the justice suspending sentence (provided I could get the boys reinstated in school) during good behavior. You would be astonished to visit our school-rooms and have the boys shown you that are now on probation and doing as well as any boys in school, that have heretofore played *boy ragaunt* about our town. The justice said to me yesterday that too high an estimate could not be placed upon the law, or the mind that projected it. While it may seem tedious to you to open and look through this letter, you will, I trust, recollect that you asked me to narrate some cases, which I have

done as briefly as possible, and am obliged to stop, as every case has a history, and the history of all no one book could contain. Any particular interrogations will be promptly answered.

Very respectfully, your obedient servant, ———.

———, Mich., Nov. 25, 1876.

*Gov. Bagley:*

DEAR SIR:—The State Public School was not referred to in my letter of yesterday. From its opening to the present, my duties as Supt. of the Poor gave me an especial interest in its working out a success. Under my charge this county placed the second lot of children there. Since that time we have watched our chances for taking more there. In all we have taken 25 boys and girls, some from poor-house and some from other parts of the county, and placed them under the care of the school. All have done well. Some have been placed in good homes, and several of them now wear stars in the institution. Under your appointment, as county agent, my relation to the school is changed. As a general recommender of those who want to take children, the position becomes one of no small responsibility, and care has to be used. Many persons seeking to get children large enough to do their drudgery, that are in no sense suitable, in point of ability or respectability. The affairs of the school seem to be managed with marked ability under the care of Mr. Alden. His main trouble seems to be a lack of room, and as he wrote me a few days since, the applications for admission to the school crowd in from all quarters. This institution is beyond doubt to become one of the large institutions of the State, and it is to be regretted that so few of the good people of the State hardly know of the school at all. There is of necessity more or less change going on in placing and replacing the children. Sometimes a child stays several months in a family, when a growing dislike is manifested, and in a few cases for the good of all the connections have been cancelled either by exchanging (when the child is evidently to blame) or taking the child back because the party is found unworthy of the trust. Your thorough knowledge of all our State institutions will enable you to make all suitable recommendations.

Very truly yours, ———.

———, Nov. 25, 1876.

*Hon. John J. Bagley:*

DEAR SIR:—In compliance with your request as to my views of the working of the law as to care of children, etc., under which I have been appointed county agent, I would say that I am satisfied that it is a saving of money, and I well know that it is the saving of some children, although the majority of those arrested for crime in this county have been hardened cases, and the most I could do for them was to advise and urge them to try and be benefited by what seemed to them harsh measures,—the Reform School.

There were others in whom the real germ of manhood stood prominent. In the case of a boy 13 years old, who in company with those older, had trespassed upon, and materially injured the premises of a citizen (this occurred over a year ago), the court consented to have him returned to his parents; he has since been well disposed and obedient.

In the case of another boy, in his fourteenth year, who was arrested for burglary, I was satisfied that the influence of another had much to do with it, and that the influence then brought to bear upon him, he would in the future be able to resist. I advised the court to return him to his parents, to which he consented. I have visited him twice since; find him an excellent boy, a help and comfort to his parents. He is always glad to see me, and appears ready and willing to receive and heed advice. His parents seem to take a deeper interest in him than ever before.

In regard to children indentured from the State Public School, I know an agent can do much towards harmonizing differences that sometimes exist between the child and the person to whom it is indentured. Occasionally there is a child of that peculiar temperament, that placed in what would be considered a good home, and in fact would be such for a majority of children, yet to such a child it will be a prison,—nothing congenial. It will feel crushed, and will languish and pine if compelled to remain there. Such should be removed at once.

Respectfully yours, ———, Ag't.

———, Mich., Nov. 24, 1876.

*Gov. John J. Bagley:*

DEAR SIR:—Your letter of inquiry of 20th inst. is before me. I have already made



a report to the proper authorities of my doings as agent for this county for the general supervision of charitable, penal, pauper, and reformatory institutions.

This county is happily situated in not needing supervision as regards many of the features of this law. This county being materially well off, is not so burdened with charitable and pauper demands as many other counties.

I have settled a number of applications made to me of a kind of criminal nature, which I am confident the judicial authorities would have made quite an item of expense to the State and county. I consider it much better to quiet people in regard to the misdoings of children, than to place them in the clutches of the law and House of Correction. The people of the State save money in this way. Parents knowing the power and workings of this law, will exercise a greater restraining influence over their children. Though I have had little experience in this direction, I know this must be the effect.

Again, great good is accomplished by obtaining good homes for neglected children: good to the children by obtaining a *home*; good to the State by saving of expense and *prevention* of much future crime and pauperism.

I have found good homes for six children in this county. Both the children and those with whom they live seem happy and satisfied. I have had instances of children so wayward, or the people with whom they were so difficult to please, that the children did not stay. I am disposed to think that the difficulty is as often with the people who take the children as with the children themselves. They do not fully realize the circumstances and make as much allowance as they ought.

There is no special case of interest under my observations worth recording. Neither will I enlarge and consume your time by reading what will not add anything of consequence to your own large and important knowledge in this matter.

I am fully convinced that the workings of this law are good to all concerned. Though there is but a small expense for agents, if all have the same experience as myself, it may be possible that the workings of this law may be simplified by having the work done by some officers already in existence; though I can see objections to this.

I hope that some extent I have in this letter met your request.

If I can be of any further service in any way I should be glad.

Very truly yours, etc.,

\_\_\_\_\_, Agent for \_\_\_\_\_ Co.

\_\_\_\_\_, Mich., November 23, 1876.

**MY DEAR GOVERNOR:**—Your favor of the 20th inst., asking my "views of the workings of the law as to care of children, etc., under which you (I) have been appointed County Agent" is before me. In reply I have the honor to say that the cases to which my attention has been called officially have impressed me very favorably as to the law in question, and I am of the opinion that the primary principles of it, relating, as it does, principally to neglected or abandoned children, are worthy the careful consideration and earnest support of all the good citizens of our State. As the only object of the law seems to be to care for God's poor neglected children, securing for them shelter, home influences, and education, its effects can but prove a blessing to those who cheerfully bear the burden and expense of so doing. The workings of the law, however, as applies to County Agents, I consider more clerical than ministerial. Their acts and opinions having but little to do in influencing Courts of Justice with preconceived ideas of law and equity, coupled in many cases with a prejudice not easily overcome. As many people have but little sympathy with youthful errors, children, especially neglected or abandoned ones, are apt to lose more in caste and confidence than is generally warranted after an unbiased examination of facts and conditions have placed them in proper position.

I feel safe in making the assertion that in no case that I have examined have I found a really depraved, wicked boy at heart. All of them were possessed of tender chords that would vibrate at the touch of mercy, and in but one case have I willingly acquiesced in the verdict of the more severe sentence of sending to the Reform School, although three have been sent there. One of these, a bright lad of fourteen years, whose father and mother were inebriates, lost to all sense of shame or morality, living together most inharmoniously, when asked by me if he had committed a certain crime for which he was under arrest, freely acknowledged his guilt. When asked further, why he did so, commenced weeping bitterly, saying he had no one to care for him at home. No one to guard the citadel of honor. Everybody called him a bad boy, and he cared but little what became of himself. But, says he, if you can get me away from here, I can and will be a good boy. I believed him,

but the Superintendents of the Poor to whom I applied to care for him, thought differently, so the Justice of the Peace before whom the boy was arraigned had no other resource than to sentence him to the Reform School, as preferable to keeping him under the baneful influences which had thus far surrounded him at home.

This class of cases is not rare, and from my experience, gained in investigating them, I am forced to believe that the provisions of the law relative to neglected or abandoned children should be made applicable to such cases. As the law now stands, and is interpreted, no child is to be admitted under its control except he first be turned over to the Superintendents of the County Poor, their names placed upon the County books, accepted as wards of the county. This does not reach all required. A little power delegated to the Agents, or some other proper person, to be officially exercised upon such children as are complained of as would never fall into the hands of the Superintendents of the Poor, would save many from a life of crime by placing them beyond the association of corrupt practices.

I suppose the ultimate object our Legislators had in view, in giving us the law in question was to make better citizens, preventing crime. If so, then we must attempt to include the class of children in which criminals are made. I think statistics will show, that at least four-fifths of the criminals now serving sentence in our prisons and reformatory institutions are those who never were a county charge. Paupers are seldom criminals. Pauper children are seldom charged with criminal conduct. They are properly cared for. The agent is to find a good home for them when possible. But the class of neglected and abandoned children of whom I am particularly speaking, those whom the county agent is required to take cognizance, are not included in the law as candidates for the State Public School. Therefore, it becomes necessary, from the simple fact that their names are not enrolled upon the county books, to send them to the House of Correction, the Reform School, or remand them back to their former position, under suspended sentences.

I would open wide the arms of charity, and bring in all dependent and neglected children who are without home, eking a miserable existence from unsympathizing friends, or the uncharitable stranger. A case to illustrate: About a year since, the Supervisor of a neighboring town applied to me as Agent, presuming I had power to act, for relief for a boy about eleven years of age, whose mother was dead and whose father was a patient in an Insane Asylum. Both had been favorably known and highly respected, and acquaintances were not unwilling to give the boy a few meals of victuals, a few nights lodging, occasionally a cast off garment, but they were unwilling to adopt him as a permanent member of their family. He was fast falling into evil habits, and the Supervisor's attention was called to the case. Hence his application to me. I informed him I had no official authority to act in the matter, recommended him to turn the boy over to the County Superintendents of the Poor, but he would assume no such duty, and no one else would, consequently the boy is at large, fast becoming a notorious, bad boy. I think positive administration of justice is required in such cases, and upon the proper showing of the facts by some competent person, this boy, and others similarly situated, should be made the protegee of the State, and admissible to State Institutions, whether he has become a county charge or not.

I am aware that so comprehensive a scheme would prove a large undertaking for the State, but I think as a matter of justice, and I might say economy, the State can do no less than to throw her protecting arm around all her neglected little ones, and secure to them such an influence as will make good citizens and prove a lasting honor to the State. Such being the class of cases I have had most to deal with, I feel compelled to urge their claims upon the State, fully convinced that a large majority of them, if timely cared for, will make honorable men and women, and hope that some way may be suggested whereby they can be reached and cared for.

I have naught but commendation to say regarding the present law. It works admirably, and its effects upon the poor children of the State have already reached a limit of usefulness the most earnest friends of the measure could hardly have anticipated. Also, the effect upon those complained of as violators of the law, have been appreciated, and has thoroughly reformed, as I believe, several bad boys, as more than one-half of those I have examined have been returned to their parents and guardians with every present prospect of remaining dutiful children. Its influence upon parents is decidedly valuable, prompting them to a more rigid discipline, especially after complaints have been noticed.

In one case the parents were wholly unaware of the waywardness of their little, eight year old boy, until he was complained of for burglary. They were respectable people. Their mortification was intense. The lad was returned to his parents, with a bit of experience never to be forgotten by any member of that family. Their

daily prayers are full of thankfulness for the wisdom displayed by our law-makers in thus giving them a chance to reform their own child. They will do it.

My dear sir, you will overlook the sending of this to you in so crude a condition when I tell you I write with a felon on my hand, upon which my mind more centered than upon the views you desire. Scissor it as you please, for I have to curse the fates so much that I can not remodel it. Hoping it will be of some little use to you, I am, as ever,

Truly yours,

—, Dec. 4, 1876.

*To His Excellency, the Governor :*

DEAR SIR:—Yours received asking comment on the law under which I am an agent for juvenile offenders. I think the law a success, and also a great saving in expenses. I will tell the story of two cases I investigated in the township of ——. The names were — and —, arrested for burglary and made a confession of it, and carried back the stolen goods. I had them waive examination in justice's court, give bonds and let it go to the circuit court (on account of jurisdiction), and by investigation I counseled the judge for a return of the — boy to his home. Parents in good circumstances, home first-class; has had a good influence on boy, and parents also. — not having a good home, but a good mother, father *dead* and mother could not command him, I counseled the judge for the binding of him out until he was twenty-one years of age, for which he issued the order, and with the assistance of the judge of probate, we bound him to his uncle, which gives good satisfaction, and the result, the saving of a great expense and producing a better feeling and influence upon both children and parents. I consider the law based upon goodness, and the result of goodness will be shown in the rising generation, as well as a great saving.

From your most obedient servant,

After which

On motion of Senator Waterbury,

The joint convention adjourned.

JAMES H. STONE,

*Secretary of the Senate.*

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives,  
And Secretaries of the Joint Convention.*

The Senators having retired, the House was called to order by the Speaker.

Roll called; quorum present.

The Speaker announced that the House had met the Senate in joint convention, and had listened to the message of retiring Governor Bagley.

Mr. Little offered the following:

*Resolved*, That the Sergeant-at-Arms be, and he is hereby instructed to procure, without any delay, a gavel for the use of the Speaker of this House when in session, and also for the use of the President of the Senate and House when in joint convention, and that the same be paid for out of any unappropriated funds in the State Treasury;

Which was adopted.

Mr. Kelley offered the following:

*Resolved*, That the Clerk of the House be instructed to furnish one thousand copies of the retiring Governor's message printed in the English language, and five hundred copies each in the German and French languages, for the use of the members of this House.

Pending the vote on the adoption of the resolution,

On motion of Mr. Billings,

The House took a recess until half past two this afternoon.

## AFTERNOON SESSION.

2:30 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the consideration of the following concurrent resolution, which was held in abeyance at the arrival of the hour for the joint convention, this forenoon:

*Resolved* (the Senate concurring), That Valorus W. Bruce, of Mecosta Co., be appointed Postmaster of the Senate and House, to distribute all mail matter belonging to the members of the Senate and House, at a compensation of three dollars per day.

The question being on the adoption of the amendment to insert the name of Charles H. Richmond in place of Valorus W. Bruce;

The amendment was not agreed to.

The question being on the adoption of the resolution,

Mr. Billings demanded the yeas and nays.

The demand was seconded and the resolution was adopted by yeas and nays as follows:

## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Martin,	Mr. Smith,
Allen,	Gould,	Miller,	Stafford,
Allman,	Hall,	Mills,	Stanchfield,
F. A. Baker,	Hamilton,	Moore,	Steele,
N. H. Baker,	Hankerd,	Morrison,	Stephenson,
Baldwin,	Harrington,	Moshier,	Stephens,
Billings,	Hawley,	Nixon,	Stinchcomb,
Brown,	Hayes,	North,	Stone,
Chase,	Hill,	Norton,	Thompson,
Cheney,	Hopkins,	Parsons,	Turck,
Conely,	Howland,	Palmer,	Twadell,
Coon,	Ireland,	Phelps,	Valade,
Crandell,	Jewell,	Prindle,	Van Raalte,
Curtiss,	S. Johnson,	Reed,	Walkinshaw,
Dillman,	W. W. Johnson,	Robbins,	Welker,
Dowling,	Jones,	Rork,	Willetts,
Eaton,	Keeler,	Ross,	Winchell,
Edwards,	Knight,	Sackrider,	White,
Elliott,	Lee,	A. J. Sawyer,	Wood,
Farr,	Ludlow,	J. C. Sawyer,	Woodworth,
Ferguson,	McArthur,	Sharts,	Speaker,
Gibbs,	Markham,		

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## NAYS.

Mr. Fletcher,	Mr. McGinnis,	Mr. S. W. Turner,	Mr. Yeomans,
Kelly,	Norris,		

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Mr. Wood moved to take from the table the following resolution:

*Resolved*, That rule No. 41 of the Rules of the House be amended so as to provide for an additional committee on the State House of Correction.

Which motion prevailed.

The question being on the adoption of the resolution,  
The same was adopted.

Mr. W. W. Johnson offered the following:

*Resolved*, That the Sergeant-at-Arms be requested to prohibit all smoking during the session of the House and for at least one hour before the commencement of each session.

Mr. Wood moved to amend by inserting after the word "smoking" the words "and chewing;"

Pending which,

On motion of Mr. McGinnis,

The resolution was referred to the committee on public health.

Mr. Hankerd offered the following:

*Resolved*, That each member of this House be allowed the sum of five dollars for stationery during this session, and also that the committee on supplies be and is hereby required to furnish the Speaker of the House, Clerk, Engrossing and Enrolling Clerks, and the chairmen of all committees such stationery as shall be reasonable and necessary for their use;

Which was adopted.

Mr. Howland offered the following:

*Resolved*, That the chief clerk be and is hereby authorized to appoint an additional assistant, making, with one authorized by a former resolution, two assistants; one of whom shall be Journal Clerk, the other Corresponding Clerk of the House;

Which was adopted.

By unanimous consent, the House took up the order of

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, January 3, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved* (the House concurring), That the State printer be instructed to forward one copy of the daily Journal to each daily and weekly newspaper published in this State, and also to state officers and members of State commissions, to Circuit and Supreme Judges, and the county clerks in this State, and also to the resident clergymen of Lansing;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. Baldwin moved to amend by striking out the words "Circuit and Supreme Judges" and inserting in lieu thereof the words "Judges of all Courts of Record."

Which motion prevailed.

The passage of the resolution as amended was then concurred in.



The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, January 3, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution :

*Resolved* (the House concurring), That Allen L. Bours be, and is hereby appointed to compile and publish, without delay, under the direction of the committees on printing in the two houses, the usual number of Manuals, for the use of this and the next Legislature, at a price not to exceed the sum paid for compiling the last Manual ;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the passage of the resolution,

Mr. Wood moved to amend by adding to the end thereof the words: "But no compensation shall be paid unless his copy shall be ready for the printer within 25 days from the passage of this resolution."

Mr. Robbins moved to amend the amendment by making the time fifty days instead of twenty-five ;

Which motion did not prevail.

Mr. McGinnis moved to amend the amendment by making the time forty days instead of twenty-five ;

Which motion did not prevail.

The original amendment was then not agreed to.

The question then being on concurring in the passage of the resolution,

The same was concurred in.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, Jan. 4, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution :

*Resolved* (the House concurring), That the Senate and House of Representatives meet in joint convention in Representative Hall to-morrow morning, at 10½ o'clock, to listen to such communications as the Governor may be pleased to make ;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

On motion of Mr. Norton,

The House concurred.

By unanimous consent, the House took up the order of



## UNFINISHED BUSINESS.

The question being on the adoption of the following resolution :

*Resolved* (the Senate concurring), That Benjamin B. Baker, of the County of Ingham, be appointed Postmaster of the House and Senate; and that he receive a compensation therefor of three dollars per diem.

On motion of Mr. Wood,

The resolution was laid on the table.

The question being on the adoption of the following resolution :

*Resolved* (the Senate concurring), That the printer for the State be instructed to forward one copy of the daily Journal to each newspaper published in the State, to each county clerk, the Judges of the Supreme Court, and to the resident clergy of the city of Lansing.

On motion of Mr. Winchell,

The resolution was laid on the table.

The question being on concurring in the passage of the following concurrent resolution :

*Resolved* (the House concurring), That Edgar S. Porter of the County of Ingham, be appointed Postmaster of the House and Senate, to distribute all mail matter belonging to members of the House and Senate, and that he receive a compensation therefor of three dollars per day;

To which a motion to amend, by inserting the name of Benjamin B. Baker in place of Edgar S. Porter, was pending,

On motion of Mr. Billings,

The resolution was laid on the table.

The question being on the adoption of the following resolution :

*Resolved*, That the Clerk of the House be instructed to furnish one thousand copies of the retiring Governor's message printed in the English language, and five hundred copies each in the German and French languages for the use of the members of this House.

Mr. Van Raalte moved to substitute therefor the following :

*Resolved*, That one thousand copies of the Governor's message be printed in English, four thousand in German, fifteen hundred in Holland, one thousand in French, five hundred in Swedish, and five hundred in Polish language for the use of the House.

The question being on the adoption of the substitute,

On motion of Mr. Allen,

The resolution was laid on the table.

Mr. Davis asked and obtained leave of absence for Mr. North and himself until Monday.

On motion of Mr. Lee,

The House adjourned.

*Lansing, Thursday, January 5, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Scott.

Roll called: quorum present.

Absent without leave, Mr. Little.

Mr. Hoyt asked and obtained leave of absence for Mr. Little until Tuesday morning.

#### PRESENTATION OF PETITIONS.

No. 1. By Mr. F. A. Baker: Memorial of John Q. McKernan relative to the contested seat of Hon. A. C. Davis.

On demand of Mr. Baker,

The memorial was read at length and spread at large on the journal, as follows:

L'ANSE, BARAGA CO., MICH., }  
December 29, 1876. }

*To the Honorable the House of Representatives of the State of Michigan:*

GENTLEMEN,—I respectfully protest against the Hon. A. C. Davis holding a seat as member of your Honorable body, for the reason that he was not a resident of this Representative District at the time of the election, held on the 7th day of November, A. D., 1876. The District is composed of the counties of Ontonagon, Keweenaw, Baraga and Isle Royal. Mr. Davis was not a resident of either of these counties on that election day. The facts in the case, as I understand them, are these, viz.:

At the time Mr. Davis was nominated (in September), he had charge of the "Minong Mine" on the Isle Royal Island (Isle Royal county), but some time in the last of September, or first of October, 1876, Mr. Davis was superseded as agent of said mine by Hon. Standez G. Wight. Mr. Davis, soon after his discharge as agent of said mine removed his family to the city of Detroit, where they still reside. So far as I can find, Mr. Davis has no business or occupation of any kind in said Representative District, nor did he vote at said election in said District.

I therefore claim that by Section five (5) of Article four of the Constitution of this State, Mr. Davis is ineligible to the office of Representative in the State Legislature.

All of which is respectfully submitted for your consideration and action.

Respectfully, your obedient servant,

JOHN Q. MCKERNAN,

*Contestant.*

The memorial was referred to the committee on elections.

No. 2. By Mr. Mosher: Petition of John A. Perine and 50 others, relative to powers of inspectors of school districts;

Referred to the committee on education.

No. 3. By Mr. Harrington: Petition of A. R. Avery and others, relative to fees of county clerks and registers in chancery;

Referred to the committee on ways and means.

No. 4. The Speaker announced the following communication and memorial, from the National Board of Trade :

SECRETARY AND TREASURER'S OFFICE, {  
Chicago, January 3, 1877. }

*To the Honorable Speaker of the House of Representatives, Lansing, Mich. :*

DEAR SIR,—Inclosed I beg to hand you a memorial by this Board, which has been ordered forwarded to you, with the request that you will do the Board the honor to cause its proper and early presentation to the honorable body over which you are called to preside, to the end that it may be duly referred to an appropriate committee, where we trust it may receive that consideration which the importance of the subject alluded to seems to us, to demand.

There are undoubtedly in most of the States a large number of youth, as well as those of maturer years, who would be glad to secure a thorough knowledge of the mechanical arts, and thus fit themselves for honorable and comparatively lucrative employment, could they do so under competent instructors, but who are debarred from the privilege, owing to the well-known regulations of trades unions as to the percentage of apprentices to journeymen. They claim the right of dictating to employers, and this while all branches of mechanics are largely supplied with incompetent workmen.

Your kind attention will be duly appreciated by the National Board of Trade, whose only object is to advance the interests of our common country.

I have the honor to be,

Your very obedient servant,

CHARLES RANDOLPH,  
Secretary.

MEMORIAL of the National Board of Trade of the United States, to the Honorable the Senate and House of Representatives of the State of Michigan :

Your memorialists, representative merchants and manufacturers of the United States, beg leave respectfully to represent unto your Honorable bodies that the interference and dictation of Trades Unions, and similar organizations, with the system of apprenticeships, in earlier times prevailing in this and other countries, the active competition of foreign manufacturers with American industries in both home and foreign markets, and the increased attention being given by governments abroad to the development and improvement of skilled labor by instruction in science and art as applied to mechanics and manufacturing, renders it, in the opinion of this Board, of great importance to our material progress that suitable provision be made for the establishment of Art and Science schools in each of the several States, where workingmen and their children may receive such technical instruction as will improve and create skilled labor, to the end that the poorer classes of society may become the better fitted for a higher development of industry, and our mechanical and manufacturing interests be enabled more successfully to compete with those of other countries; therefore,

Your petitioners would respectfully pray that your Honorable bodies will adopt measures for the establishment of such a school or schools as is herein indicated, within the State of Michigan.

And your memorialists will ever pray, etc.

Respectfully submitted, by order and on behalf of the National Board of Trade..

FREDERICK FRALEY,  
*President, Philadelphia.*

CHARLES RANDOLPH,  
*Secretary, Chicago.*

January, 1877.

The communication and memorial were referred to the committee on education.

The Speaker announced the following appointments made in accordance with resolutions heretofore adopted by the House:

For Fireman—Thomas Rutledge, of Berrien county.

For Assistant Fireman—L. C. Rice, of Ingham county.

For Keeper of Cloak Room—William Tomlinson, of Wayne.

For Speaker's Messenger—Charles Parker, of Genesee.

For House Messengers—William Johnson, of Monroe; Mortimer B. Gates, of Shiawassee; Frankie C. Sayers, of Ingham; Frank D. Hopkins, of Wexford; Edwin C. Forest, of Saginaw; Louis Herzog, of Wayne.

The Speaker also announced the following communication:

HALL OF HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 4, 1877. }

*Hon. John T. Rich, Speaker of House of Representatives:*

I have appointed Lewis M. Miller, of Macomb, Journal Clerk, and Edwin H. Porter, of Ingham, Corresponding Clerk, as authorized by resolution of the House.

Respectfully,

D. L. CROSSMAN,  
*Clerk of the House of Representatives.*

Also the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 4, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—In accordance with the resolution of the House authorizing me to appoint an assistant, I have this day appointed Theodore L. Brundage.

W. K. CHILDS,  
*Sergeant-at-Arms.*

#### NOTICES.

Mr. Ireland gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of Act No. 450 of the Session Laws of 1871, entitled An Act to provide for the protection and preservation of fish in certain lakes in the counties of Cass and Berrien, approved April 1, 1871.

Mr. Robbins gave notice that on some future day he would ask leave to introduce

A bill to facilitate the organization of Mutual Benefit and Coöperative Associations within this State.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill to revise the charter of the city of Detroit.

Also,

A bill to prohibit any person from obstructing the regular operation and conduct of the business of railroad companies.

Also,

A bill relative to the organization of meetings of the Legislature.

## MOTIONS AND RESOLUTIONS.

Mr. Parsons offered the following:

*Resolved*, That a committee of two be appointed to wait on the Board of State Auditors to urge them *forthwith* to provide better means of warming the floor of this Hall;

Which was adopted.

Mr. Steele offered the following:

*Resolved*, That the message of his Excellency, Governor Bagley, be referred to a select committee of five, who shall divide the subject matter contained therein, and recommend such divisions to the proper standing committees to which they should be referred.

On motion of Mr. Wood,

The resolution was laid on the table.

The Speaker announced that the hour for the joint convention had arrived.

Mr. A. J. Sawyer moved that a committee of two be appointed to wait upon the Judges of the Supreme Court and State officers, and invite them to occupy seats in the House during the joint convention.

Which motion prevailed.

The Speaker appointed as such committee: Messrs. A. J. Sawyer and F. A. Baker.

After a short absence the committee returned and reported that they had performed the duties assigned them.

Report received and committee discharged.

Mr. Welker moved that a committee be appointed to wait upon the Senate and inform that body that the House is ready to receive them in Joint Convention.

Which motion prevailed.

The Speaker appointed as such committee—Messrs. Billings and Phelps, Mr. Welker asking to be excused from serving on the committee.

After a short absence the committee returned and reported that they had performed the duty assigned them.

Report received and committee discharged.

The Sergeant-at-Arms announced the Honorable the Senate, who were conducted to seats.

## PROCEEDINGS IN JOINT CONVENTION.

The Joint Convention was called to order by the Hon. Alonzo Sessions, Lieutenant-Governor, and President of the Senate.

The roll of the Senate was called by the Secretary thereof, and a quorum of the Senators were present.

The roll of the House was called by the Clerk thereof, and a quorum of the members were present.

The President announced that the joint convention had assembled to receive any communication which his Excellency, Governor Charles M. Croswell, might be pleased to make.

The Sergeant-at-Arms announced the Judges of the Supreme Court, who were conducted to seats.

Senator Redfield moved that a committee of one on the part of the Senate and two on the part of the House be appointed to wait on his Excellency Governor Croswell, and inform him that the Senate and House were assembled in

joint convention and were ready to receive any communication which he might be pleased to make ;

Which motion prevailed.

The President appointed as such committee Senator Redfield and Representatives W. W. Johnson and Norton.

After a short absence the committee returned and reported that they had performed the duty assigned them.

Report received and committee discharged.

The Sergeant-at-Arms announced his Excellency, Governor Croswell, and the State officers, who were conducted to seats.

Governor Croswell then delivered his message, as follows :

GENTLEMEN OF THE SENATE AND THE HOUSE OF REPRESENTATIVES :

The population and wealth of Michigan place her in the front rank of the States of the American Union. With great natural resources developed by enterprise and culture, with the necessities of life abundant, and its luxuries easily attainable, with a government emanating from the people and resting upon their confidence for support, with learning generally diffused, industry fostered, and religion neither fettered nor endowed, with the largest liberty for all consistent with security for person and property, the State teems with intellectual and business activity, and steadily advances in all the elements that constitute the highest civilization.

Representing such a commonwealth you have come from your homes and your occupations at the advent of the year, to frame new laws and modify old ones, to meet such changes as time and the public welfare may seem to require. I welcome you to the Capitol and am confident that with fidelity and faithfulness you will give your best energies to the proper accomplishment of the important work devolved upon you.

At such a time it seems fitting and proper that we should make devout acknowledgment of our gratitude to Almighty God for the growth and prosperity of the State, the health and peace of the people, and the blessings both public and private which have been so freely vouchsafed to us.

#### FINANCES.

The public debt of the State is comparatively light, and provision is made through the sinking fund for its extinguishment even faster than it falls due. Within the past two years the debt has been reduced one hundred and seventy-eight thousand dollars, and repeated efforts have been made to purchase and retire more of the outstanding bonds. The attempt, however, has been unsuccessful, the holders preferring not to part with the securities even at a premium. This fact demonstrates the high credit which the State maintains at home and abroad. It also proves the wisdom of a well constituted sinking fund—gathering steadily, and without pressure means for the complete payment of the State debt.

In this connection I desire to call your attention to the fact that by act of the Legislature of 1875 \$466,828.40 was transferred from the Sinking Fund to the General Fund, and in consequence no taxation for the current expenses of the State government was levied for the years 1875-6. As the amount thus withdrawn from the Sinking Fund is nearly exhausted, and as no further moneys can be diverted from that fund at the present time without a plain violation of the Constitution, that instrument expressly applying the moneys now in such



fund to the payment of the principal and interest of the State debt until the extinguishment thereof, it will be incumbent on you to make provision by taxation for the general expenses of the State government. I allude to this also that you may understand that the reduction of taxation for two years past was simply temporary and for the purpose of absorbing a surplus of unappropriated moneys that had accumulated in the Sinking Fund from legislation and not from constitutional requirement. You will also observe that the receipts of the Treasury for the same time from sources other than taxes have been sensibly diminished. This is occasioned by a large falling off in the sales of public lands and to a considerable reduction made by the Legislature of two years ago in the specific tax imposed upon foreign insurance companies doing business in this State, as well as to the stringency of the times and to other causes.

With this diminution in revenue and the necessary return to direct taxation for general purposes, it is plain that you should exercise a strict economy in appropriations and avoid all extravagant and excessive expenditures of the public money. Original schemes of any nature involving large outlays should be avoided and the State, without narrowness or parsimony, should exemplify in every department such prudence as the circumstances of the times seem to demand.

I am advised that a large balance now remains in the state treasury to the credit of certain special appropriations heretofore made from time to time by the legislature for various objects. Some of these appropriations were made several years ago, and the money now on hand is a remainder left after the object of the appropriation had been accomplished and paid for. As the law now stands this money cannot be drawn from the treasury, not even for the object for which it was designed, without some legislation for that purpose. I therefore recommend the passage of an act transferring this money where it may be made available.

I also suggest for your consideration the propriety of enacting a law fixing a time when appropriations of this character, or any part thereof, if not drawn, shall by due course of law be transferred to the fund from whence they came.

#### ASSESSMENTS AND TAXATION.

The constitution prescribes a uniform rate of assessment and taxation on property at its cash value. This applies to all property except such as pays a specific tax or is exempted from taxation by law. The design of this provision is clear and plain. It means that taxation shall rest upon property equally, and that all shall bear its fair and just proportion of the expense of carrying on the government. The theory is correct, but the practice does not conform to it. The inequality of assessments is a common complaint. Lands adjoining each other of about the same value, but situated in different counties, often are listed for taxation on the assessment rolls at rates not at all similar. There is no pretence that any property is assessed as the constitution requires at its cash value. Go where you please about the State and you are informed that assessors assess property for taxation at only about one-quarter or one-third of its money value. I am advised that in some localities where real estate has doubled and thribbled the assessments from year to year, instead of corresponding with the enhanced price, have actually been reduced and the property rated for assessment at a less sum than it was previous to its rise. Personal property is easily concealed and the most of it escapes taxation. It is estimated that not one-

tenth of this kind of property pays any taxes whatever. In addition to this, our system of specific taxes has the effect to virtually release large property interests from nearly one-half of the amount they should pay, while exemptions by law wholly release other classes of property from bearing any part of the public burthen whatever. The result of it all is that property amounting to millions of dollars is partly or wholly relieved from taxation, and thus a great discrimination is made against that class of employments and industries whose effects are visible and taxable and they in consequence pay very much more than their fair proportion of the public dues. The rule of justice and the fundamental law are both set aside and taxation is distributed most unequally and unfairly. I am conscious that it is quite impossible to devise any system that will fully equalize the weight of this burden; I am also sensible that we should carefully guard against injudicious proceedings tending to drive capital from the State, but certainly some measures should be immediately inaugurated to better enforce the provisions of the constitution and to correct this growing inequality.

#### TAX SALES AND TAX DEEDS.

I am also of the opinion that our laws for the sale of lands delinquent for taxes might, in many respects, be simplified and improved. Now, if for any cause, non-resident land is returned as delinquent for even a single tax, no matter how small it may be, the State within one year advertises and sells the land, and at the expiration of another year, if payment of the tax is not made, issues a deed of the premises which purports to convey the title absolutely to the purchaser. Thousands of these tax deeds are made every year, and by far the larger proportion of them when tested in the courts are set aside and declared void. They make uncertain titles, breed litigation, and often lead to expensive and vexatious suits. I submit to you whether some plan cannot be devised to remedy this system of flooding the State with uncertain deeds of this character. A lien upon such lands in favor of the purchaser for the amount of the tax with a large rate of interest, with power through the courts to enforce the lien by a sale of the premises after a lapse of such a time as would render it probable that the failure to pay was not the consequence of mere inadvertence or other like cause, it seems to me, would be much more just to all parties and save much of the work and expense incident to our present system.

#### CONVEYANCES AND THE RECORD THEREOF.

Your attention is also requested to the laws regarding the conveyance of lands and the record of conveyances. No subject is more important: the man of large means is often concerned to the extent of all he possesses and the laboring man may have his little all invested in his home, the security of which depends upon the protection these laws give him. That they are defective and afford great facilities for frauds is well known and that serious frauds are often committed by means of them is notorious. The acknowledgment of deeds is quite too much a matter of form, and false personations take place before officers, who certify to the acknowledgments of parties they do not know. These deeds go upon record, and the record becomes primary evidence of conveyance, proving both the identity of the grantor and the official character of the officer. I suggest whether an original might not be filed in the recording office and be made a record of itself, as this would afford the means of detecting forgeries. If this were done perhaps conveyances should be required to be executed in du-

plicate. In the same connection I suggest that the propriety of a legislative form for a conveyance, which should be short, and the effect of which as a warranty or otherwise should be determined by law, might be considered. If our deeds were short and uniform, not only would the expense of conveyances and record be reduced, but I am confident our records would be in much better and more reliable shape than they now are. And I desire to have you consider carefully whether the record ought to be primary evidence at all. It is not such in some states, but is evidence only when the failure to produce the original is satisfactorily explained. Under our system, if there is anything wrong or suspicious in a man's conveyance he is interested in not producing it, but may bring forward the record, in which the suspicious facts do not appear.

#### SPECIAL COMMISSION.

I am aware that modifications of much importance, and of a radical nature, affecting laws for the assessment and collection of taxes, and laws for the execution and registration of conveyances ought to be made with great care, and only after much thoughtful investigation. Bearing in mind the time limited by custom for a session of the Legislature and the pressure of business necessarily incident to it, it seems to me doubtful whether you can give these subjects, during your session, that careful investigation that their importance seems to demand. I therefore suggest that they be referred to a special commission consisting of three men of ability and experience to carefully put in form and submit such amendments and changes as may seem desirable and wise, for the action of the Legislature hereafter.

#### STATE CAPITOL.

Our State Capitol is progressing towards completion, and will in all probability be ready for occupation before the next regular session of the legislature. Your attention has already been called to the necessity of making provision for fitting and furnishing the building. I venture the further suggestion, that as soon as may be, steps be taken to have the grounds on which the building is situated tastefully laid out and ornamented with trees, shrubs and flowers. With a little care and without great expense these grounds, which will from time to time be visited by a considerable part of the population of the state, may be made attractive and pleasant to a most desirable degree. It further seems to me that through the agency of the Agricultural College, a most valuable and delightful botanical garden might be established and maintained on the capitol grounds.

#### JUDICIAL CIRCUITS.

The judicial circuits of the state ought at an early day to be reorganized with a better regard to population and territory, and thus secure a more equal division in the labor of the circuit judges. At present the work in some circuits is hard and much greater than should be imposed upon a single judge, while in others it is light and really less than it should be. The failure of the people of the state at the recent election to vote an increased compensation to the judges, is perhaps in a measure due to a feeling that some of the circuits are much smaller than they really ought to be.

#### CONSTITUTIONAL AMENDMENT.

One of the amendments to the Constitution, adopted by the popular vote at the recent general election, authorizes the Legislature hereafter to submit any

proposed amendments to that instrument to the people, to be voted upon at the spring election. This change will give opportunity for an expression of the popular will in regard to a proposed amendment while it is yet fresh from the discussion and action of the Legislature. It will also, I apprehend, conduce to a better understanding than heretofore, of the merits of the proposition to be voted on. Such amendments, submitted at a general election, are apt to be lost sight of in the heat of partisan strife.

#### COMMON SCHOOLS.

It has been the cherished policy of this State to furnish facilities for the education of every child within its boundaries. The framers of the constitution provided for a system of free schools, and their descendants have developed that policy until now ample opportunity for a free education is afforded to all who may desire to avail themselves of its benefits, not only in the common branches of learning, but also in the higher grades of finished and classical culture. With 6,000 common schools open an average of seven months per year, maintained at a cost of three and one-half millions of dollars, and 350,000 children in regular attendance, every citizen must feel that upon the influence of these schools rests in a great measure the future of the State. Whatever shall add to their efficiency shall have my hearty approval.

#### STATE UNIVERSITY.

The State University is a source of just pride to our people. It has obtained a foremost rank among the higher educational institutions of the country, and students congregate within its walls from all parts of our land and from foreign countries. It is progressive, and the standard of its excellence keeps pace with the highest demands of culture. I believe its efforts to promote good scholarship and profound learning will be heartily seconded by you.

#### NORMAL SCHOOL.

I may add that the Normal School, at Ypsilanti, with its able and experienced instructors, annually trains a large number of persons in the art of teaching, and thus greatly contributes to a higher and better standard of education.

#### SCHOOL OF MECHANIC ARTS.

It seems to me desirable that the scope of the University, or some other of our educational institutions, should be enlarged so as to embrace a department for practical instruction in branches of learning connected with the mechanic arts. Skilled labor is one great want of the country. It readily commands work at good prices. It is said that the improved labor resulting from schools of this character established in France enabled that country to carry easily the heavy weight of taxation imposed upon it by reason of the Franco-Prussian war. We have resources which need scientific and skillful artisans for their development, and they ought to have thorough training to prepare them for this work. We fit men for the practice of law and of medicine, and why should we not fit them for the practice of those great industries so important to our prosperity and wealth. "Such instruction will make our nation richer by making our artisans more tasteful and skillful, and by developing the latent talent of the industrial classes. Without this cultivation no people can aspire to become a first-class manufacturing nation, nor will they be able to compete successfully with the products of skilled industry in the great markets of the world. Me-

chanics are the sinews of our commonwealth, and deserve the highest consideration of educators." While I would in no sense disparage classical or professional studies, I would not omit to cultivate that genius which enriches and beautifies our homes, which gives us mills and machinery and all those appliances of science and art so efficient in ministering to the wants of man.

#### AGRICULTURAL COLLEGE AND AGRICULTURE.

I rejoice that the Agricultural College is steadily advancing, and has become more than ever thoroughly identified with that important interest for whose benefit it was created. Agriculture is our principal industry, and whatever tends to promote it is of advantage and value. It is gratifying to observe a marked improvement in the interest taken in farming. The organization of agricultural clubs and societies has awakened discussion and quickened inquiry into the best methods of pursuing this laudable occupation. The result is improved culture and drainage, a greater variety of stock, the more frequent use of labor-saving machines, and better farms and farm-houses, with a growing tendency to give just prominence and more influence to a pursuit which preceded all others, and is as honorable and useful as any which man can follow.

#### STATE PUBLIC SCHOOL.

The State Public School, with its 255 "waifs," nearly all of whom were taken from the corrupting influence of poor-house associations, is a public charity peculiar to Michigan. No one can compare the condition of these children in the healthy atmosphere of this school with their former condition in the poor-houses without realizing the excellence and worth of this noble charity. To secure and maintain the success of this institution, the declared object of its creation should be constantly borne in mind, to wit: to provide for such children only temporary homes until homes can be procured for them in families. No training that institutional life can afford, however good, is so well adapted to a child as a home in a respectable family. Besides, these children as soon as prepared for homes ought to give place in the institution to others. We have still in the poor-houses of the State 650 children growing up amid indolent and depraved paupers, under circumstances well calculated to fit them for criminals or permanent dependents. These children should be promptly removed from such surroundings. So deeply were the authorities of the State of New York impressed with the importance of this subject that recently they prohibited by law the sending of children to the poor-houses of that State, and required county officials to place all over two years of age in families or private asylums. Provision through the agents of the State Board for the Supervision of Charitable Institutions, or through an agency expressly created for the purpose, ought to be made to immediately secure the putting out of such children as now remain in our poor-houses, in families, or private asylums. This policy seems to me far preferable to any one looking toward the multiplication of State institutions for their care.

#### PRISONS.

The State Prison is crowded, having within its walls a greater number of convicts than ever before. Some relief may be afforded by the transfer of a portion of the inmates to the State House of Correction at Ionia, now nearly ready for occupancy. It must, however, be borne in mind that the State has a number of convicts at the Detroit House of Correction who are likely to be trans-



ferred to the new State House of Correction as soon as it is completed. Thus the probabilities are that both the State Prison and the State House of Correction will be filled to the limit of their fair, working capacity.

The new prison was designed to be what its name implies, a *house of correction* where criminals not badly depraved, who have committed crime under circumstances of great temptation or sudden passion,—more particularly young men convicted of a first offense might be withdrawn from the association of old offenders and hardened criminals, and placed under a discipline designed to accomplish their reformation. I am aware that no system has been devised through which we can hope to restore even the most of our criminals to lives of honor and usefulness. Still, I am of the impression that with proper treatment a fair proportion may be permanently reclaimed if surrounded with proper motives and incentives. The inculcation of habits of industry, moral and religious training, schooling and books are elements in the accomplishment of this work. The importance of proper efforts to reform convicts is shown in the fact that the average duration of imprisonment is only about 3½ years. The great body of them soon return to the community from whence they came, if not reformed, to repeat their crimes and renew their depredations on the public. I trust that in the organization of the new prison its special design may be borne in mind, and I suggest that the several Boards having charge of the State Prison, the State House of Correction, and the Reform School, be authorized to meet together, at times to be designated by law, and jointly determine upon such general arrangement for the government of the prisons and the transfer of prisoners from one to the other as to them may seem expedient and wise, or if thought best, these Boards might be consolidated into one small Board having control of all the prisons. Through this agency defects of administration may be corrected, criminals classified and their treatment made to accord more fully with the requirements of justice and enlightened humanity.

#### CRIME AND CRIMINAL LAWS.

I doubt very much whether the rapid accumulation of convicts in the State Prison is due wholly as is generally supposed to a corresponding growth of crime in our midst. On examination I apprehend it will be found in some degree attributable to the character and administration of the criminal law. A great majority of the convicts are in the prison for larceny, and most of them for stealing sums of but little more than \$25. Others are there for offenses against property where the value was even less than the sum I have stated. As an instance, I am told that a man is serving a term of years in the prison whose only offense was forging an order for \$2. If he had stolen that sum, the moral guilt would have been just as great, but the punishment of a milder and different character. I am also informed that a person recently served a term in State Prison for the larceny from a dwelling-house of an article worth less than a dollar, the gist of the crime under the law consisting not so much in what was taken as in the place from which it was taken. I submit for your serious consideration whether in some cases the law does not permit the punishment of the State Prison for offenses too trivial in their nature, and whether some of the distinctions on which important differences in punishment are made to turn are not altogether too finely drawn for such serious consequences. The apparent injustice of sentences of this kind is made the ground-work for burdening the Executive of the State with applications for clemency. It would seem as though an investigation of this subject might lead to an improvement



in the law, remedying in some measure these finely drawn distinctions in crime, and perhaps, result in substituting a larger sum than the law now prescribes as the distinction between grand and petit larceny.

#### REFORM SCHOOL.

Nothing is more significant than the improved condition of the Reform school. Not long since it was claimed that the boys could not be kept in this establishment without enclosing it with a massive prison wall, and a large appropriation was asked for that purpose. Now bars and bolts are removed, even the "high board fence" that surrounded the building has disappeared, yet discipline is much better and escapes are less frequent. The boys are held by rules of honor and laws of love, and the results are of a most gratifying character.

#### HUMANE INSTITUTIONS.

While mindful of its duty in the enactment of laws for the regulation of society, the encouragement of learning, and the prevention of crime, the State has not forgotten to tenderly care for her unfortunate children. Its wise beneficence in this respect is exemplified in the admirable establishment for the treatment of the insane at Kalamazoo, and in provision soon to be made by the erection of the new asylum at Pontiac for ministering in an appropriate manner to all within its bounds thus sadly afflicted. A like careful regard is also shown in the liberal provision for the education of the mutes and the blind, through the instrumentality of the excellent establishment at Flint.

I commend, without hesitation, these humane institutions to your confidence and to your fostering care.

#### ELECTIONS.

Under our system of government, fair and untrammelled suffrage is of vital importance. The whole direction of public affairs, the authority to make or unmake laws, the interests of persons and of property, the very existence of our free institutions, all hinge upon the freedom of the elector and the purity of the ballot box. It is through the ballot that the sovereign will of the people is expressed, and every possible safeguard should be thrown around it to prevent the use of corrupting influences or the casting of illegal votes. In the heat and passion of great political excitement, in the ambition for power and place, the inducement to secure success even by chicanery and fraud is great, and cannot be too strongly guarded against.

More stringent measures should be adopted to prevent the bribing of electors and the corrupt use of money as a means for buying or influencing votes. The procuring of illegal votes, either by solicitation or intimidation, ought to be visited with severe punishment, and more vigorous and effective laws should be enacted to prevent the practice, now too frequent, of betting large sums on the result of an election. It is well to remember that in former periods wherever such corrupting influences were permitted in a government of the people violence, anarchy, and a destruction of free institutions followed. Our State election laws are in many respects defective and should receive your careful attention. In the registration of electors more time should intervene between the day of closing the registration and the day of election, so that opportunity may be had to ascertain the right to suffrage of any doubtful names appearing on the list. Election boards should be so organized and constituted as not to be composed exclusively of men of one political party; it is but fair and just that the opposite party

have at least a representative on the board. Provision should also be made that persons who are candidates for office should not be canvassers of the votes given for or against themselves. They are interested parties who might be tempted for their own benefit into injustice and fraud. The law does not usually allow men to pronounce judgment in cases where they are directly concerned, and there should certainly be no exception in ascertaining and determining the result of hotly contested elections where rivalry is great and prejudice bitter. Places for the vending and sale of intoxicating liquors ought to be closed on the day of the election. Whatever diversity of views there may be in regard to prohibiting or restricting the liquor traffic generally, it seems to me that no one will question the propriety of making our elections as far as possible free from its baneful influence. It is a fact that intoxicating liquors are sold in the immediate vicinity of many of our voting places, and that men are to be seen about the polls exercising the highest prerogative known to freemen, partly or wholly intoxicated. These cases may not be numerous, yet the importance of our elections and the general good of the community seem to demand that the surroundings shall be such that the elector may exercise the most sober and deliberate judgment. Most assuredly everything that tends to deprave and corrupt the voter should be excluded from the vicinity of the polls.

#### LIQUOR LAWS.

At the recent general election, the provision of the constitution prohibiting the legislature from authorizing the grant of license for the sale of ardent spirits or other intoxicating liquors, by a vote of the people, was stricken out, and full power is now vested in the Legislature to license, restrict, or prohibit this traffic, in such manner as it may deem expedient and wise.

The laws now in force upon this subject were enacted by your immediate predecessors, and have been in operation but a short time. In fact, hardly a sufficient time has elapsed since their validity was affirmed by the Supreme Court, to give them a fair trial. The sale of intoxicating liquors as a beverage, is an evil of great magnitude, producing a large amount of wretchedness, pauperism, and crime, and it should be kept under such guards and restrictions as will most effectually prevent its bad results. I do not believe that a license law would be any improvement on the present taxing system, nor do I believe that the people of the State, by their recent vote, intended that the one should be abandoned for the other. I suggest therefore, that such defects as may have been found in the workings of the existing law, be remedied by amendment and that it remain in force, to the end that its power to limit and lessen the evils of intemperance may be more fully and fairly tested.

#### LEGISLATION.

A number of years experience as a member of the legislature, satisfies me that too often important measures are postponed until a late period in the session, and then crowded to a passage with undue haste. In this way crude imperfect, and sometimes dangerous legislation takes place. I therefore urge that you require your committees who visit the state institutions, to investigate them thoroughly and at an early day, to the end that all the important measures of the session may be prepared and considered with as little delay as may be consistent with a deliberate and proper understanding thereof.

There is also a tendency to legislate too much. Stability in our laws is desirable, and changes should not be made without good and sufficient cause. It is sometimes "better to bear the ills we have than to fly to those we know not of."

## RECOMMENDATIONS OF RETIRING GOVERNOR.

I have thus briefly called your attention to the general policy which seems to me wise in the conduct of State affairs, abstaining, except in a few special cases to go beyond a mere outline. My predecessor who has so acceptably and usefully for two terms occupied the chair of State, has given in detail the recommendations which his experience has commended to his judgment. His attention to State affairs has been so unremitting, he has brought to them so mature a judgment and so earnest a purpose to subserve the general interests of the State, while at the same time recognizing the common interests of humanity, especially as they were involved in our Penal and Charitable Institutions, that I shall not venture to go over, one by one, his careful recommendations, but submit them all to your deliberate judgment as the recommendations of one whose thoughtful, careful, and unselfish consideration of the interests of the State entitles him to speak with an authority beyond that which is conferred by the official position. If, on reflection, we should find ourselves in any particular differing from him in judgment, I am confident we shall find his general conclusions wise and prudent, and shall do well to keep them in view in all our deliberations.

## CONCLUSION.

And now, as we enter upon the administration of the duties which the people of the State have enjoined upon us, let us remember that the importance of the work demands our best services. We are, for a brief period, at the head of a popular government, whose welfare rests largely upon the fidelity of its public servants. With keen vigilance thoroughly investigate for yourselves every subject of legislation. Insist upon honesty and economy everywhere in the State service. Avoid the creation of unnecessary offices, and the lavish expenditure of money. Enact wholesome laws to develop the resources of the State and build up its institutions, and you will have discharged your duties in a manner worthy of remembrance. I shall be happy to coöperate with you in all legislation which shall serve to accomplish these ends.

CHARLES M. CROSWELL.

EXECUTIVE OFFICE, }  
*Lansing, January 5, 1877.* }

After which  
 On motion of Senator Tyler,  
 The joint convention adjourned.

JAMES H. STONE,  
*Secretary of the Senate.*  
 DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives,*  
*And Secretaries of the Joint Convention.*

The Senators having retired, the House was called to order by the Speaker.  
 Roll called ; quorum present.

The Speaker announced that the House had met the Senate in joint convention, and had listened to the message of his Excellency, Governor Croswell.

The House resumed the order of

## MOTIONS AND RESOLUTIONS.

Mr. Wood offered the following:

*Resolved*, That the Board of State Auditors is hereby directed forthwith to remove to some suitable place the books and rubbish from the large room in the north end of this building, and that the postoffice be removed to said room.

Mr. Billings moved to lay the resolution on the table;

Which motion did not prevail.

Mr. Hamilton moved that the resolution be referred to a special committee of five, with instruction to report at the next session of this House;

Which motion prevailed.

The Speaker appointed as such committee Messrs. Hamilton, Wood, Billings, Robbins, and Allen.

By unanimous consent the Speaker announced the following message from the Senate:

SENATE CHAMBER,  
*Lansing, January 5, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved* (the House concurring), That when the Legislature adjourn to-day it be until Tuesday morning, January 9th, at 11 o'clock A. M.;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The question being on concurring in the passage of the resolution,

Mr. A. J. Sawyer moved to amend the resolution by making the time 2½ o'clock P. M., instead of 11 o'clock A. M.

Mr. Hill moved to amend the amendment by making the time 8 o'clock P. M.;

Which motion prevailed.

The amendment as amended was then agreed to.

The House then concurred in the passage of the resolution as amended.

Mr. Van Raalte offered the following:

*Resolved*, That the Clerk of the House be and he is hereby authorized to contract with competent parties to translate and print Gov. Bagley's message and appendix, as follows: one thousand copies in the English language, five thousand in German, two thousand in Holland, two thousand in French, one thousand in Polish, five hundred in Swedish, one thousand in Danish languages. And that the same amount of Governor Croswell's message be printed in the different languages, and contracted for by the Clerk of the House.

On motion of Mr. Allen,

The resolution was laid on the table.

Mr. Hopkins offered the following:

*Resolved*, That the Sergeant-at-Arms of this House be and he is hereby instructed to procure at once appropriate badges for the Sergeant-at-Arms, Assistant Sergeant-at-Arms, the keeper of the cloak room, Speaker's messenger, Clerk's messenger, and the several House messengers, to be worn by them during the session of this Legislature.

Mr. Yeomans moved that the resolution be laid on the table ;  
Which motion did not prevail.

The resolution was then adopted.

Mr. Howland offered the following :

*Resolved*, That the committee of ways and means be and they are hereby directed to ascertain and report to the clerk of this House the number of miles of travel for which each member will be entitled to draw mileage ;

Which was adopted.

Mr. Kelly offered the following :

*Resolved*, That the Speaker of the House be authorized to appoint one messenger boy, from the city of Lansing, whose duty it shall be to perform such services as the postmaster of the House and Senate may require ;

On motion of Mr. A. J. Sawyer,

The resolution was laid on the table.

Mr. Harrington offered the following :

*Resolved*, That Rule No. 41 of the House be amended by inserting after the word "each" the following : "except the committee on ways and means, judiciary, and railroads, which shall consist of seven members each ;"

Which was adopted, two-thirds of all the members elect voting therefor.

Mr. Robbins offered the following :

*Resolved*, That a committee of five be appointed by the Speaker to be known as the committee on the liquor traffic, to whom all matters relating to the liquor traffic shall be referred.

Which was adopted.

By unanimous consent, the Speaker announced the following message from the Senate :

SENATE CHAMBER, }  
Lansing, January 5, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to re-transmit to the House the following concurrent resolution :

*Resolved* (the House concurring), That when the Legislature adjourn to-day, it be until Tuesday, January 9, at 11 o'clock A. M.

Which the House amended by striking out the words "11 o'clock A. M.," and inserting in lieu thereof the words, "8 o'clock P. M."

And to inform the House that the Senate has concurred in said amendment.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

On motion of Mr. Howland,

The House adjourned.

*Lansing, Tuesday, January 9, 1877, 1*  
8 o'clock P. M. }

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Representative W. W. Johnson.

Roll called: quorum present.

Absent without leave: Messrs. Allman, F. A. Baker, Canfield, Coon, Curtiss, Davis, Dillman, Gies, Harrington, Lee, Moore, Nixon, Stanchfield, S. W. Turner, Twadell, Valade and Willett.

Mr. W. W. Johnson asked and obtained leave of absence for Mr. Allman for two days.

On motion of Mr. Wood,

The other absentees were granted leave of absence until to-morrow morning.

#### PRESENTATION OF PETITIONS.

No. 5. By Mr. Abbott: Petition of James Reed, O. P. Watson and others, for the relief of Solomon Stone in the matter of the Lapeer and Tuscola State Road;

Referred to the committee on State affairs.

No. 6. By Mr. Abbott: Petition of John N. Deneen and 70 others, to abolish the office of county surveyor;

Referred to the committee on public lands.

#### MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, Jan. 5, 1877.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved* (the Senate concurring), That Valorus W. Bruce, of Mecosta Co., be appointed Postmaster of the Senate and House, to distribute all mail matter belonging to the members of the Senate and House, at a compensation of three dollars per day;

In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The message was laid on the table.

#### NOTICES.

Mr. W. W. Johnson gave notice that on some future day he would ask leave to introduce

A bill to make a certain number of sections in the township of Grand Rapids a special police district.

Mr. Abbott gave notice that on some future day he would ask leave to introduce



A bill to amend an act, entitled an act to amend section 5 of chapter 24 of the compiled laws of 1871, being an act relative to persons liable to work on highways, and making assessments therefor.

Mr. Kelley gave notice that on some future day he would ask leave to introduce

A bill to incorporate the public schools in the township of Long Rapids, in the county of Alpena;

Also,

A bill to incorporate the public schools in the township of Wilson, in the county of Alpena.

Mr. Turck gave notice that on some future day he would ask leave to introduce

A bill to re-incorporate the village of Ithaca, Gratiot County, Michigan.

Mr. Mosher gave notice that on some future day he would ask leave to introduce

A bill to amend section 71 of the Compiled School Laws of 1873.

#### INTRODUCTION OF BILLS.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 1, entitled,

A bill to facilitate the organization of Mutual Benefit and Coöperative Associations within this State.

The bill was read a first and second time by its title, and referred to the committee on private corporations.

#### MOTIONS AND RESOLUTIONS.

Mr. Allen offered the following:

*Resolved*, That rule 41 be amended by dividing committee number 23 into two committees,—one a committee on University, and the other a committee on State Normal school,—to consist of five members each.

Which was adopted, two-thirds of all the members elect voting therefor.

Mr. A. J. Sawyer offered the following:

*Resolved*, That rule No. 41 be so amended as to make committee number 8, "municipal corporations," and committee number 33, "engrossment and enrollment," consist of seven members each.

Which was adopted, two-thirds of all the members elect voting therefor.

Mr. Wood offered the following:

*Resolved* (the Senate concurring), That the compiler of the Legislative Manual be directed to compile and publish in pamphlet form, without delay, for the use of the two Houses, a list of the members and officers of each House, with their statistics, the Standing Committees of each House, the Senatorial and Representative districts of the State, with the population of each, the Rules of each House, the Joint Rules, and Rules of the two Houses in Joint Convention—

*Provided*, That no additional compensation shall be allowed to the compiler therefor.

Mr. Wood moved that the rules be suspended, and the resolution be put upon its immediate passage.

Which motion prevailed, two-thirds of all the members present voting therefor.

The resolution was then adopted.

Mr. Mosher offered the following:

*Resolved by the House* (the Senate concurring), That the per diem of the fireman of the House, and also of the Senate be two dollars and fifty cents, and that the per diem of the messenger boys shall be one dollar and seventy-five cents, during the present session.

Laid over under the rules.

Mr. Winchell offered the following:

*Resolved*, That the Committee on Ways and Means be and are hereby instructed to report to the Clerk of this House the number of miles of travel for which each officer and employé of this House will be entitled to draw mileage;

Which was adopted.

Mr. Howland offered the following:

*Resolved*, That this House now proceed to elect a Speaker *pro tem.* of this House, for the purpose of completing the organization of this House.

On motion of Mr. Robbins,

The resolution was laid on the table.

Mr. Van Raalte moved to take from the table the following resolution:

*Resolved*, That the Clerk of the House be and he is hereby authorized to contract with competent parties to translate and print Gov. Bagley's message and appendix, as follows: one thousand copies in the English language, five thousand in German, two thousand in Holland, two thousand in French, one thousand in Polish, five hundred in Swedish, one thousand in Danish languages, and that the same amount of Governor Croswell's message be printed in the different languages, and contracted for by the Clerk of the House;

Which motion did not prevail.

Mr. Mosher offered the following:

*Resolved*, That the number of copies of the messages of the outgoing and incoming governors, shall be decided as follows: As the roll is called, each member shall state the number of each desired, and the language, and when printed they shall be distributed accordingly.

On motion of Mr. Van Raalte,

The resolution was laid on the table.

On motion of Mr. Allen,

The House adjourned.

*Lansing, Wednesday, January 10, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bryant.

Roll called : quorum present.

Absent without leave : Messrs. Harrington and Stanchfield.

Mr. Smith asked and obtained leave of absence for Mr. Stanchfield until the 12th.

Mr. Moore asked and obtained leave of absence for Mr. Harrington until the 13th.

#### PRESENTATION OF PETITIONS.

No. 7. By Mr. Hayes : Memorial of the Board of Supervisors of Ionia county asking an investigation of the accounts of the Insane Asylum at Kalamazoo ;

On motion of Mr. Van Raalte,

The memorial was read and spread at large on the journal.

The following is the memorial :

Proceedings of the board of supervisors of Ionia county, January session, 1877.

The following resolution was offered by supervisor Sherwood :

*Resolution,* Believing from an examination of the accounts furnished for supplies to the inmates of the Asylum for the insane at Kalamazoo, that the same are exorbitant, we would respectfully request our Senator and Representatives from Ionia county to bring before their respective bodies the subject and procure an examination of the purchasing and disbursing of said clothing and supplies, as in our opinion the prices are too high, being in excess of prices paid for articles of same kind and quality purchased elsewhere, and that the clerk forward to each of our Representatives and the Senator a copy of this resolution,

Which was accepted and adopted.

STATE OF MICHIGAN, }  
COUNTY OF IONIA, } ss.

I, H. P. Taylor, deputy clerk of the Circuit Court for said county of Ionia, do hereby certify that the above and foregoing is a true and compared copy of an original resolution now on record in the office of the ——— of said county and court, and the whole of such original record.

In witness whereof I have hereunto caused the seal of said court to be affixed at the city of Ionia, this eighth day of January, A. D. 1877.

[L. s.]

H. P. TAYLOR,

*Deputy Clerk.*

The memorial was referred to the committee on Insane Asylum.

No. 8. By Mr. S. W. Turner : Petition of H. P. Henderson, M. V. Montgomery, A. E. Cowles and 67 others, of Ingham county, relative to fees of county clerks and registers in chancery ;

Referred to the committee on ways and means.

No. 9. By Mr. Ross : Memorial of the Board of Supervisors of Livingston county, relative to the law creating the office of county superintendents of the poor ;

Referred to the committee on State affairs.

No. 10. By Mr. Stevens: Petition of Geo. Dayton praying for the passage of a joint resolution authorizing him to locate the S. E.  $\frac{1}{4}$  N. W.  $\frac{1}{4}$ , S. 16, T. 9 N., R. 9 W., he paying therefor the usual price of \$4 per acre and office charges;

Referred to the committee on public lands.

No. 11. By Mr. Steele: Petition of Martal Chapin and others, for the organization of the town of Farmington, Cheboygan county;

Referred to the committee on towns and counties.

No. 12. By Mr. Robbins: Petition of R. D. Lane, L. Q. Mason, G. T. Rathburn, and 19 others, citizens of Fairfield, Lenawee county, in relation to the slaughter of quails;

Referred to the committee on State affairs.

No. 13. By Mr. Gibbs: Petition of Daniel Vinton, Jr., G. W. Heigler, W. Fairbanks, Chas. U. Scofield, and 58 others, praying that the legal test of kerosene and illuminating oils be reduced from 150° to 120°, and for the alteration of the fees of inspectors of such oils;

Referred to the committee on public health.

No. 14. By Mr. Conely: Petition of Thos. Limbocker, Jas. Holihan, and Wm. Sales, Wayne county auditors, relative to the increase of their salaries;

Referred to the committee on ways and means.

No. 15. By Mr. Conely: Petition of A. J. Dyer and 223 others relative to the game laws;

Referred to the committee on State affairs.

#### NOTICES.

Mr. McGinnis gave notice that on some future day he would ask leave to introduce

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Wayne.

Mr. Ferguson gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Bangor, Van Buren county, Michigan.

Mr. Morrison gave notice that on some future day he would ask leave to introduce

A bill to reincorporate the village of Wayne, in the county of Wayne, Michigan.

Mr. Kelly gave notice that on some future day he would ask leave to introduce

A bill to revise union school district number one of the township of Alpena as at present constituted under act 490 of the laws of 1867 and act No. 354 of the laws of 1873;

Also,

A bill to revise the charter of the city of Alpena.

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill to establish a State House of Correction in the Saginaw Valley, and to make an appropriation therefor;

Also,

A bill to authorize the township of Casselton to aid in the purchase or building of a bridge across the Saginaw river, to be thereafter maintained as a free bridge;

Also,

A bill relative to criminal trials ;

Also,

A bill to define the powers of notaries in certain cases.

Mr. Robbins gave notice that on some future day he would ask leave to introduce

A joint resolution to provide for the transfer of certain moneys from the general fund to the State building fund ;

Also,

A bill to amend an act entitled "An act making appropriations for the heating and ventilating apparatus for the new capitol, and for improvements in said building," approved February 18th, 1875.

Mr. Reed gave notice that on some future day he would ask leave to introduce

A joint resolution for the relief of John B. Lanckton, of Burns, Shiawassee county.

Mr. Turck gave notice that on some future day he would ask leave to introduce

A bill to change the time for holding the annual township meetings.

Mr. Yeomans gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to amend section 137 of chapter 136, compiler's section 3696 of compiled laws of 1871, an act entitled 'An act relative to primary schools,' " being act No. 167, session laws of 1875.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill to further amend section 1 of chapter 64 of the compiled laws of 1871, being compiler's section 2093 ;

Also,

A bill to provide for the incorporation of societies for the receiving, loaning, and investing of money.

Also,

A bill to prevent attorneys, counselors, agents, and the like from becoming sureties in certain cases.

Mr. Allen gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Ypsilanti.

#### INTRODUCTION OF BILLS.

Mr. Turck, previous notice having been given, and leave being granted, introduced

House Bill No. 2, entitled

A bill re-incorporating the village of Ithaca.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Mosher, previous notice having been given, and leave being granted, introduced

House Bill No. 3, entitled

A bill to amend section 71, of chapter 136, of the compiled laws of 1871, entitled "primary schools," being compiler's section 3641.

The bill was read a first and second time by its title, and referred to the committee on education.

## MOTIONS AND RESOLUTIONS.

Mr. Van Raalte moved to take from the table the following resolution :

*Resolved*, That the Clerk of the House be and is hereby authorized to contract with competent parties to translate and print Gov. Bagley's message and appendix, as follows: one thousand copies in the English language, five thousand in German, two thousand in Holland, two thousand in French, one thousand in Polish, five hundred in Swedish, one thousand in Danish languages. And that the same amount of Gov. Croswell's message be printed in the different languages, and contracted for by the Clerk of the House.

Which motion prevailed.

The question being on the adoption of the resolution,

Mr. Van Raalte called for a division of the question so as to decide as to the number of copies in each language separately.

Pending which,

Mr. Martin offered the following substitute for the resolution :

*Resolved*, That the committee on printing be and are hereby authorized to have the messages of Governors Bagley and Croswell translated and published in the following languages, for the use of the House, at an expense not to exceed \$1,500.00, namely: — in the English language, — in the German language, — in the Holland language, — in the French language, — in the Polish language, — in the Swedish language.

Mr. Stevens moved to amend the substitute by including the Danish language ;

Which motion did not prevail.

The question being on the adoption of the substitute,

On motion of Mr. McGinnis,

The resolution was referred to the committee on printing.

## UNFINISHED BUSINESS.

The question being on the adoption of the following concurrent resolution :

*Resolved by the House* (the Senate concurring), That the per diem of the fireman of the House, and also of the Senate be two dollars and fifty cents, and that the per diem of the messenger boys shall be one dollar and seventy-five cents, during the present session ;

On motion of Mr. Robbins,

The resolution was laid on the table.

On motion of Mr. Conely,

The House took a recess until two o'clock this afternoon.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called ; quorum present.

Messrs. Edwin H. Porter, Lewis M. Miller, and Theodore L. Brundage, who had been duly appointed Corresponding Clerk, Journal Clerk, and Assistant Sergeant-at-Arms of the House, respectively, came forward, took and sub-



scribed the constitutional oath of office, and entered upon the discharge of their duties.

The House then took up the regular order of business.

#### PRESENTATION OF PETITIONS.

No. 16. By Mr. Robbins: Petition of J. R. Bennett & Co., M. E. Chittenden & Co., S. E. Hart & Co., and fifty others, citizens of Adrian, asking that the standard in illuminating oils be reduced to 120° flash test;

Referred to the committee on public health.

No. 17. By Mr. Robbins: Petition of Alger & Higgins, F. Grandy, and seven others, citizens of Fairfield, Lenawee Co., relative to the same subject;

Referred to the committee on public health.

No. 18. By Mr. Markham: Petition of Hale & McMurline, Henry Hall, H. D. Cushman, and twenty-one others, citizens of St. Joseph County, relative to the same subject;

Referred to the committee on public health.

No. 19. By Mr. Markham: Petition of W. S. Wilber, E. A. Schmett, and others, citizens of St. Joseph, relative to the same subject;

Referred to the committee on public health.

No. 20. By Mr. Markham: Petition of W. W. Harvey, Wm. Rossman, Harvey Strong, and 16 other citizens of St. Joseph county, relative to the same subject;

Referred to the committee on public health.

No. 21. By Mr. Twadell: Petition of E. R. Clark and 13 others, relative to the same subject;

Referred to the committee on public health.

No. 22. By Mr. Brown: Petition of M. R. Carter, C. W. Ferris, and 21 others, of Hillsdale, relative to the same subject;

Referred to the committee on public health.

No. 23. By Mr. Brown: Petition of Dodge & Doty and 8 others, of Reading, Hillsdale county, relative to the same subject;

Referred to the committee on public health.

No. 24. By Mr. Brown: Petition of M. L. Ervin, F. L. Burdick, and five others, of Cambria Mills, Hillsdale county, relative to the same subject;

Referred to the committee on public health.

No. 25. By Mr. Welker: Petition of Keen & Leet and others, relative to the same subject;

Referred to the committee on public health.

#### NOTICES.

Mr. Robbins gave notice that on some future day he would ask leave to introduce

A bill to amend section two of Act No. 181 of the session laws of 1875, entitled "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oil.

Mr. Steele gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the present township of Burt, in the county of Cheboygan, and to organize the same into a separate township, to be known as the township of Farmington.

Mr. Chase gave notice that on some future day he would leave to introduce

A bill to legalize the tax roll of the township of Duplain, in the county of Clinton, for the year eighteen hundred and seventy-six.

Mr. Palmer gave notice that on some future day he would ask leave to introduce

A bill to amend section five of Act 179, session laws of 1875, relative to highway labor, how to be assessed.

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill to amend section 4407 of the compiled laws of 1871, relative to the inventory and collection of the effects of deceased persons, as amended by act No. 203 of the session laws of 1875.

Mr. J. C. Sawyer gave notice that on some future day he would ask leave to introduce

A bill to amend sections 33 and 39 of an act entitled "An act to revise the charter of the village of Hudson," approved February 29, 1867, and section 31 of said act as amended by act number 272, approved April 15, 1871 and further amended by act No. 304, approved April 1, 1875.

Mr. Kelley gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1, 2, 3, 4, 5, 6 and 12 of chapter 67 of the compiled laws of 1871 relating to the destruction of wolves and other noxious animals.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill to amend chapter one hundred and fifty-four (154) of the compiled laws of eighteen hundred and seventy-one (1871), entitled "Wills of real and personal estate," by adding a new section thereto, to stand as section four thousand three hundred and sixty-four (4364);

Also,

A bill to provide for the employment of counsel by private parties upon the trial of criminal causes in courts of record, and to regulate the compensation thereof;

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill to amend section forty-eight hundred and nineteen of the compiled laws of eighteen hundred and seventy-one, being section ten of chapter one hundred and seventy-two, relative to testamentary guardians;

Also,

A bill to regulate the sale of seats in theatres, concert or lecture halls, and other places of public entertainment.

#### INTRODUCTION OF BILLS.

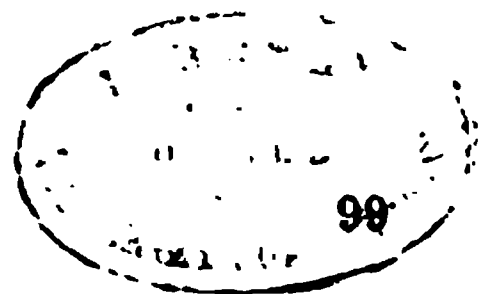
Mr. Ireland, previous notice having been given, and leave being granted, introduced

House Bill No. 4, entitled,

A bill to amend section 1 of an act entitled "An act to provide for the protection and preservation of fish in certain lakes in the counties of Cass and Berrien," approved April 15, 1871.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. W. W. Johnson, previous notice having been given, and leave being granted, introduced



House Bill No. 5, entitled,

A bill to make sections twenty-seven, twenty-eight, twenty-nine, thirty-two, thirty-three and thirty-four, of township seven north, of range eleven west, being the township of Grand Rapids, Kent county, a special police district.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Kelly, previous notice having been given, and leave being granted, introduced

House Bill No. 6, entitled,

A bill to incorporate the public schools of the township of Wilson.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 7, entitled,

A bill relative to the organization of meetings of the legislature.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 8, entitled,

A bill to prohibit any person from obstructing the regular operation and conduct of the business of railroad companies.

The bill was read a first and second time by its title, and referred to the committee on railroads.

#### MOTIONS AND RESOLUTIONS.

Mr. Gibbs offered the following:

*Resolved*, That a committee of five be appointed to prepare a statistical abstract of ex-Gov. Bagley's and Gov. Croswell's messages, which abstract shall not exceed in volume one-fifth or such entire messages, and that the Clerk of the House be, and he is hereby empowered to contract with competent parties for the translation and printing of such abstracts in the following named languages and in the following numbers respectively: One thousand in German, one thousand in Holland, five hundred in French, three hundred in Danish, and three hundred in the Swedish languages; and that the Clerk be empowered to contract for the printing of five hundred such abstracts in English, and that the abstracts of both messages be combined in one pamphlet.

On motion of Mr. Van Raalte,

The resolution was referred to the committee on printing.

Mr. Kelley moved that the House do now proceed to the election of a Speaker *pro tem*.

Mr. Allen moved to lay the motion on the table;

Which motion did not prevail.

Mr. Billings moved that the election of a Speaker *pro tem*. be made the special order for to-morrow, at half-past ten, A. M.;

Which motion prevailed.

Mr. Jewell offered the following:

*Resolved*, That a special committee of five be appointed to consider and draft a bill regulating the assessment of highway labor;

Which was not adopted.

On motion of Mr. Chase,

The House adjourned.

*Lansing, Thursday, January 11, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Reeves.

Roll called: quorum present.

Absent without leave, Mr. Hayes.

Mr. Yeomans asked and obtained leave of absence for Mr. Hayes during the day.

The Speaker announced the following

STANDING COMMITTEES OF THE HOUSE:

*Ways and Means*—Messrs. Van Raalte, Allman, Harrington, Farr, J. C. Sawyer, Little, Norton.

*State Affairs*—Messrs. Billings, Robbins, Edwards, Ludlow, Dowling.

*Judiciary*—Messrs. Hamilton, A. J. Sawyer, Palmer, Woodworth, Hopkins, Wood, Conely.

*Harbors*—Messrs. Moore, North, Lee, Laubach, Canfield.

*Elections*—Messrs. A. J. Sawyer, Stanchfield, Cheney, Hankerd, F. A. Baker.

*Federal Relations*—Messrs. Morrison, Ireland, Reed, Eaton, Clark.

*Private Corporations*—Messrs. Harrington, North, Ludlow, Stone, Sackrider.

*Municipal Corporations*—Messrs. Baldwin, Parsons, J. C. Sawyer, Hoyt, North, Morrison, F. A. Baker.

*Internal Improvements*—Messrs. Curtiss, Elliott, Hill, S. Johnson, Ross.

*Public Lands*—Messrs. Kelley, Hopkins, Stephenson, Brown, Valade.

*Printing*—Messrs. Winchell, Stone, Jones, Fletcher, Martin.

*Agriculture*—Messrs. Gould, Hall, Twadell, Stinchcomb, N. Baker.

*Towns and Counties*—Messrs. Jewell, Curtiss, Walkinshaw, Nixon, Knight.

*Education*—Messrs. Allen, Edwards, Stevens, Prindle, Norton.

*Roads and Bridges*—Messrs. Abbott, Read, Gould, Crandall, Canfield.

*Agricultural College*—Messrs. Hayes, Steele, Brown, White, Norris.

*Asylum for Insane*—Messrs. Chase, Willett, Ferguson, Morrison, Valade.

*Asylum for Deaf, Dumb, and Blind*—Messrs. Hill, Allen, Stafford, Twadell, Miller.

*Reform School*—Messrs. Rork, White, Keeler, Cheney, Dillman.

*Geological Survey*—Messrs. Stafford, Davis, J. C. Sawyer, Little, Dillman.

*Military Affairs*—Messrs. S. W. Turner, Allen, Willetts, Van Raalte, Dillman.

*State Prison*—Messrs. Smith, Yeomans, Crandall, Parsons, Sackrider.

*University*—Messrs. Mills, Phelps, Hayes, Kelley, McArthur.

*Mines and Minerals*—Messrs. Davis, Stafford, Howland, Thompson, Hawley.

*Manufactures*—Messrs. Markham, Baldwin, Jones, Hawley, Knight.

*Lumber and Salt Interests*—Messrs. Gibbs, Stephenson, Lee, Woodworth, Dowling.

*Religious and Benevolent Societies*—Messrs. Welker, Mills, W. W. Johnson, Sharts, N. Baker.

*Insurance*—Messrs. Robbins, Yeomans, Markham, McGinnis, Knight.

*Local Taxation*—Messrs. Turck, Hall, Eaton, Stanchfield, Shetterly.

*Immigration*—Messrs. Laubach, Stinchcomb, Norris, Gies, Shetterly.

*Fisheries*—Messrs. Howland, Rork, Nixon, Miller, Ross.

*Rules and Joint Rules*—Messrs. J. M. Turner, Billings, Hamilton, Stone, Little.

*Engrossment and Enrollment*—Messrs. Farr, Gibbs, Brown, Prindle, Moore, Fletcher, Hankerd.

*Supplies and Expenditures*—Messrs. Lec, Ireland, Mosher, Clark, Coon.

*State Library*—Messrs. Sharts, Steele, Baldwin, Winchell, Conely.

*Drainage*—Messrs. Keeler, Thompson, Turck, Coon, Dowling.

*Railroads*—Messrs. Hoyt, J. M. Turner, Phelps, Smith, Yeomans, Norton, McArthur.

*Public Health*—Messrs. Prindle, Willett, Ferguson, Steele, McGinnis.

*State Public School*—Messrs. Mosher, Reed, Abbott, Jewell, Wood.

*Horticulture*—Messrs. Elliott, Walkinshaw, Laubach, S. Johnson, N. Baker,

*State House of Correction*—Messrs. Allman, Rork, W. W. Johnson, Stevens, Gies.

*Normal School*—Messrs. Edwards, Palmer, Cheney, F. A. Baker, Fletcher.

*Liquor Traffic*—Messrs. Robbins, Hopkins, Welker, S. Johnson, Martin.

#### PRESENTATION OF PETITIONS.

No. 26. By Mr. Lee: Petition of Hannah Lay & Co., Ashton & Kneeland and 157 others, relative to illuminating oils;

Referred to the committee on public health.

No. 27. By Mr. J. C. Sawyer: Petition of Beardsell & Plympton, Montgomery & Pease, Perkins & Noyes and 22 others, relative to the same subject;

Referred to the committee on public health.

No. 28. By Mr. Stone: Petition of A. J. Martin and 28 others, asking for amendment of the laws relative to tax titles;

Referred to the committee on judiciary.

No. 29. By Mr. Mosher: Petition of L. H. Elliott, C. Maxon and 8 others of the village of Osseo, in regard to illuminating oils;

Referred to the committee on public health.

No. 30. By Mr. Mosher: Petition of Cutler & Spear, F. A. Caller and 12 others of Pitsford, on the same subject;

Referred to the committee on public health.

No. 31. By Mr. Mosher: Petition of Lovejoy, Kellogg & Co., C. J. Greeno and eleven others of the village of Littlefield, on the same subject;

Referred to the committee on public health.

No. 32. By Mr. Mosher: Petition of C. H. Winchester, E. French, and three others, of the town of Allen, on the same subject;

Referred to the committee on public health.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, January 10, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved* (the House concurring), That the committees on printing of the

two houses be instructed to enquire into the expediency of instructing the State printer to forward to the clerk of each organized township, city, and incorporated village in the State, to be kept on file in his office for the use of the public, one copy of the daily journal, which journals shall be in lieu of those furnished to each house for distribution, and report by resolution or otherwise.

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. Mosher moved to amend the resolution by inserting after the word "clerk" the words "and each supervisor;"

Pending which,

Mr. Kelley moved to lay the resolution on the table;

Which motion did not prevail.

The question then being on concurring in the adoption of the resolution,

On motion of Mr. Hoyt,

The consideration of the resolution was made the special order for to-morrow at 2 o'clock P. M.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, Jan. 10, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That the amount of postage stamps furnished by the postmaster at Lansing, to the State printer for the prepayment of postage on the daily journal, in compliance with concurrent resolutions passed at this session, be paid by the State Treasurer on the warrant of the Auditor General, to be drawn upon presentation of bills for such postage, as it shall from time to time accrue, duly certified by said postmaster and by the foreman of the State bindery, showing that such postage stamps have been actually furnished and used for the purpose aforesaid;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

On motion of Mr. Howland,  
The House concurred.

#### NOTICES.

Mr. Steele gave notice that on some future day he would ask leave to introduce

A joint resolution to amend joint resolution number 37, of the session laws of 1875.

Mr. Stanchfield gave notice that on some future day he would ask leave to introduce

A bill to change the names of Agnes B. Frye, Francis W. Frye, Jennie M. Frye, Margaret S. Frye, Grace B. Frye, Agnes J. Frye, John E. Frye, and Hampton R. Frye, to the surname of Stephens.



Mr. Hopkins gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of act 181, of laws of 1873, entitled "An act limiting the right of the Auditor General to cancel the taxes on non-resident lands returned as delinquent for non-payment of taxes in certain cases.

Also,

A bill to amend joint resolution No. 37 of the laws of 1875, authorizing the Board of State Auditors to audit and pay the claims from commissioned officers and musicians of the fifth, sixth, and seventh regiments of Michigan volunteer infantry for services rendered in the month of August, 1861.

Also,

A bill defining the punishment in a conviction for libel.

Also,

A bill to establish a county superintendency of schools.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill to amend subdivision number 17 of section 47 of Compiled Laws.

Mr. Sackrider gave notice that on some future day he would ask leave to introduce

A bill to amend section one of act No. 179 of the laws of 1875, entitled "an act to amend section 5, of chapter 24 of the Compiled Laws of 1871, being an act relative to persons liable to work on highways, and making assessments therefor," the same being section 1220 of the Compiled Laws of 1871, as amended by said act.

Mr. Parsons gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1, 2, and 6 of act No. 181 of the session laws of 1875, being "An act to provide for the inspection of illuminating oils manufactured from petroleum, or coal oils."

Mr. Kelley gave notice that on some future day he would ask leave to introduce

A bill to revise an act entitled "An act further to preserve the purity of election and guard against the abuses of the elective franchise by a registration of electors," approved February 14, 1859, and the acts amendatory thereto, being sections 159 to 202, inclusive, of the compiled laws of 1871.

Mr. Cheney gave notice that at some future day he would ask leave to introduce

A bill to amend section 10 of chapter 10 of the compiled laws of 1871, being an act entitled "An act to define the powers and duties of boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers."

Mr. Lee gave notice that on some future day he would ask leave to introduce

A bill to reduce the fire test on petroleum oils and to regulate the inspection thereof.

Mr. Rork gave notice that on some future day he would ask leave to introduce

A bill to amend sections Nos. 14, 16, 25 and 27 of an act entitled "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved April 6, 1869, being sections Nos. 980, 982, 991 and 993 of chapter 21, compiled laws of 1871.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill to provide for the adjudication of claims against deceased persons, and for the payment thereof, and of legacies, and to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60 and 61 of chapter one hundred and fifty-eight (158), of the compiled laws of 1871, being compilers' sections 4420, 4421, 4422, 4423, 4424, 4425, 4426, 4427, 4428, 4429, 4430, 4431, 4432, 4433, 4434, 4535, 4436, 4437, 4438, 4439, 4440, 4441, 4442, 4443, 4444, 4445, 4446, 4447, 4448, 4449, 4450, 4451, 4452, 4453, 4454, 4455, 4456, 4457, 4458, 4459, 4460, 4461, 4462, 4463, 4464, 4465, 4466, 4467, 4468, 4469, 4470, 4471, 4472, 4473, 4474, 4475, 4476, 4477, 4478, 4479, 4480.

#### INTRODUCTION OF BILLS.

Mr. McGinnis, previous notice having been given and leave being granted, introduced

House bill No. 9, entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Wayne.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 10, entitled

A bill to define the powers of notaries public.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 11, entitled

A bill relative to criminal trials.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 12, entitled

A bill to authorize the township of Carrollton to aid in the purchase or building of a bridge across the Saginaw river, to be thereafter maintained as a free bridge.

The bill was read a first and second time by its title, and referred to the committee on roads on bridges.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 13, entitled

A bill to establish a State House of Correction in the Saginaw Valley, and to make an appropriation therefor;

The bill was read a first and second time by its title, and referred to the committee on state affairs.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 14, entitled

A bill to amend Sec. 4407 of the Compiled Laws of 1871, relative to the inventory and collection of the effects of deceased persons, as amended by Act No. 203 of the session laws of 1875.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. J. C. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 15, entitled

A bill to amend the charter of the village of Hudson.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 16, entitled

An act to incorporate the public schools of the township of Long Rapids.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Steele, previous notice having been given, and leave being granted, introduced

House bill No. 17, entitled

An act to detach certain territory from the present township of Burt, in the county of Cheboygan, and organize the same into a separate township, to be known as the township of Farmington.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

#### SPECIAL ORDER.

The Speaker announced that the hour for the special order of the day had arrived.

The House thereupon proceeded to the election of a Speaker *pro tem.*, as follows:

#### FOR NATHANIEL A. HAMILTON.

Mr. Abbott,	Mr. Hopkins,	Mr. Nixon,	Mr. Stephenson,
Baldwin,	Howland,	North,	Stevens,
Billings,	Hoyt,	Norton,	Stinchcomb,
Brown,	Ireland,	Parsons,	Stone,
Chase,	Jewell,	Palmer,	Thomson,
Cheney,	S. Johnson,	Phelps,	Turck,
Crandell,	W. W. Johnson,	Prindle,	S. W. Turner,
Curtiss,	Jones,	Reed,	Twadell,
Davis,	Keeler,	Robbins,	Van Raalte,
Eaton,	Kelley,	Rork,	Walkinshaw,
Edwards,	Lee,	A. J. Sawyer,	Welker,
Elliott,	Ludlow,	J. C. Sawyer,	Willetts,
Farr,	Markham,	Sharts,	Winchell,
Ferguson,	Mills,	Smith,	White,
Gibbs,	Moore,	Stafford,	Woodworth,
Gould,	Morrison,	Stanchfield,	Yeomans,
Hall,	Mosher,	Steele,	Speaker,
Hill,			

## FOR JOHN D. NORTON.

Mr. Allen,	Mr. Dillman,	Mr. Knight,	Mr. Norris,
F. A. Baker,	Dowling,	Little,	Ross,
N. Baker,	Fletcher,	McArthur,	Sackrider,
Canfield,	Gies,	McGinnis,	Shetterly,
Clark,	Hamilton,	Martin,	Valade,
Conely,	Hankerd,	Miller,	Wood,
Coon,	Hawley,		

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The Speaker announced that Nathaniel A. Hamilton, having received a majority of all the votes cast, was duly elected Speaker *pro tem.* of the House.

The House then resumed the order of

## INTRODUCTION OF BILLS.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 18, entitled

A bill to amend an act entitled "An act making appropriation for the heating and ventilating apparatus for the new capitol and for improvements in said building," approved February 18, 1875.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House joint resolution No. 1, entitled

A joint resolution to provide for the transfer of certain moneys from the general fund to the State building fund.

The joint resolution was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 19, entitled

A bill to provide for the employment of council by private parties upon the trial of criminal causes, and to regulate the compensation therefor.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 20, entitled

A bill to prevent attorneys, counselors, agents, and the like, from becoming sureties in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 21, entitled

A bill to further amend section 1 of chapter 64 of the compiled laws of 1871, being compiler's section 2093.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 22, entitled

A bill to amend chapter 154 of the compiled laws of 1871, entitled "Wills of real and personal estate," by adding a new section thereto, to stand as section 4364.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 23, entitled

A bill to provide for the incorporation of societies for the receiving, loaning, and investing of money.

The bill was read a first and second time by its title, and referred to the committee on private corporations.

Mr. Kelley, unanimous consent being given, introduced

House bill No 24, entitled

A bill to amend section 5 of act No. 79 of the session laws 1873, entitled. "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and to fix his compensation," approved April 10, 1873.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Chase, previous notice having been given, and leave being granted, introduced

House bill No. 25, entitled

A bill to legalize the tax roll of the township of Duplain, in the county of Clinton, for the year 1876.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 26, entitled,

A bill to amend section 4819 of the Compiled Laws of 1871, being section 10 of chapter 172, relative to testamentary guardians.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 27, entitled,

A bill to regulate the sale of seats in theatres, concert or lecture halls, and other places of public entertainment.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

#### MOTIONS AND RESOLUTIONS.

Mr. Steele moved to take from the table the following resolution :

*Resolved*, That the message of his Excellency, Governor Bagley, be referred to a select committee of five, who shall divide the subject matter contained therein, and recommend such divisions to the proper standing committees to which they should be referred :

Which motion prevailed.

Mr. Steele moved to amend the resolution so that it shall apply equally to the message of Gov. Croswell:

Which motion prevailed.

The resolution was then adopted.

Mr. Martin offered the following:

*Resolved*, That rule 41 of the House be so amended as to provide for a standing committee on public buildings.

On motion of Mr. Martin,

The resolution was referred to the committee on rules and joint rules.

Mr. Howland offered the following:

*Resolved*, That the committee on public health, to whom was referred the resolution in relation to smoking in this Hall, be discharged from the further consideration of the subject, and that the resolution be put upon its immediate passage.

Mr. Hoyt moved that the consideration of the resolution be indefinitely postponed;

Which motion did not prevail.

Mr. Hoyt demanded a division of the question, that the vote might be first taken on discharging the committee.

The question was so divided.

The question being on discharging the committee from the further consideration of the resolution,

The committee were discharged.

The question being on the adoption of the resolution,

Mr. Wood moved to amend by inserting after the word "smoking," the words "and chewing;"

Pending which,

Mr. Hoyt moved to amend the amendment by adding "and taking snuff;"

Which motion did not prevail.

The question being on the amendment,

Mr. A. J. Sawyer offered the following substitute therefor:

"The Sergeant-at-Arms shall prohibit any person from entering the bar of the House with any tobacco or snuff concealed about his person;"

Which substitute was not adopted.

The amendment to the resolution was then not adopted.

Mr. Gies moved to amend the resolution by making the prohibition include "laudanum and bad whiskey;"

Which motion did not prevail.

Mr. Sharts moved to amend the resolution by striking out the words: "and for one hour before the commencement of each session;"

Which motion did not prevail.

Mr. Hill moved to amend by making the resolution prohibit smoking in the hall at any time.

Mr. Wood moved to amend the amendment by excepting the committee rooms adjoining this hall;

Which motion did not prevail.

The amendment was then not adopted.

Mr. Baldwin moved to make the resolution read as follows:

*Resolved*, That the Sergeant-at-Arms be requested to prohibit all smoking in the hall of this House during the session of the House and for at least one hour before the commencement of each session;

Which motion prevailed.



Mr. Billings moved the previous question ;

Which motion prevailed.

Mr. Robbins moved that the House take a recess until 2 o'clock P. M. ;

Which motion did not prevail.

Mr. Wood moved that the House do now adjourn ;

Which motion did not prevail.

Mr. Yeomans demanded the yeas and nays.

The demand was seconded.

The question now being shall the demand for the previous question be seconded,

The same prevailed, a majority of all the members present voting therefor.

The question being on the adoption of the resolution,

The same was adopted, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Moore,	Mr. Steele,
Baldwin,	Hall,	Mosher,	Stinchcomb,
Billings,	Hamilton,	Nixon,	Stone,
Brown,	Hill,	North,	Thomson,
Chase,	Hopkins,	Parsons,	Turck,
Cheney,	Howland,	Phelps,	Twadell,
Clark,	Ireland,	Prindle,	Van Raalte,
Coon,	Jewell,	Reed,	Walkinshaw,
Curtiss,	S. Johnson,	Robbins,	Welker,
Dowling,	W. W. Johnson,	Rork,	Willett,
Eaton,	Keeler,	Ross,	Winchell,
Elliott,	Knight,	Sharts,	White,
Farr,	Ludlow,	Shetterly,	Woodworth,
Ferguson,	Markham,	Smith,	Yeomans,
Gibbs,	Mills,	Stafford,	Speaker, 60

#### NAYS.

Mr. Allen,	Mr. Fletcher,	Mr. McArthur,	Mr. A. J. Sawyer,
F. A. Baker,	Gies,	McGinnis,	J. C. Sawyer,
N. Baker,	Hankerd,	Martin,	Stanchfield,
Canfield,	Hawley,	Miller,	Stephenson,
Conely,	Hoyt,	Morrison,	Stevens,
Crandell,	Jones,	Norris,	S. W. Turner,
Davis,	Kelley,	Norton,	Valade,
Dillman,	Lee,	Palmer,	Wood,
Edwards,	Little,	Sackrider,	35

Mr. Hamilton offered the following ;

*Resolved*, That the judiciary committee be authorized to employ a clerk at a compensation of ——— dollars per day.

Mr. Hamilton moved to amend the resolution by inserting the word " three " in the blank before " dollars ; "

Which motion prevailed.

Mr. A. J. Sawyer moved to amend the resolution by inserting after the words " judiciary committee," the words, " and committee on elections jointly ; "

Which motion did not prevail.

The resolution was then adopted.

On motion of Mr. Mosher,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called; quorum present.

The Speaker announced the following special committee to apportion and assign to the regular standing committees of the House the several subjects embraced in the messages of Gov. Bagley and Gov. Croswell, authorized by a resolution of the House:

Messrs. Steele, Robbins, Moore, Little, and Ross.

The House then took up the regular order of business.

## NOTICES.

Mr. Robbins gave notice that on some future day he would ask leave to introduce

A bill to protect the citizens of Michigan from empiricism and elevate the standing of the medical profession.

## INTRODUCTION OF BILLS.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 28, entitled

A bill to amend section 2 of act No. 181 of the session laws of 1875, entitled "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils."

The bill was read a first and second time by its title, and referred to the committee on public health.

## MOTIONS AND RESOLUTIONS.

Mr. F. A. Baker offered the following:

*Whereas*, A defalcation, extending over a long period of years, and embracing quite a large sum of money, has been discovered in the management of the chemical laboratory of the State University;

*And whereas*, The Regents of the University in their "statement of certain needs of the University of Michigan," which they have published and placed in the hands of the members of the Legislature, have invited, and generously offered every facility for the most thorough and exhaustive investigation, either of the defalcation itself, or their mode of treating it; therefore,

*Resolved* (the Senate concurring), That the committees on the University of the Senate and House of Representatives, be and they are hereby instructed, jointly, to make a thorough and exhaustive investigation of said defalcation and of any and every subject-matter connected therewith, which in their judgment may require investigation, to the end that said committees may report to their respective Houses whether any, and if so what legislation is needed;

*Resolved*, That said Committees have leave to sit during the sessions of the Senate and House of Representatives, and be empowered to administer oaths, compel the attendance of persons and the production of papers, and to employ a stenographer to take and transcribe the testimony at a compensation not exceeding ten cents per folio.

Laid over under the rules.

Mr. Farr offered the following:

*Resolved*, That the use of this hall be granted to Prof. Henry W. Clock for

one hour after adjournment of afternoon session for the purpose of giving the members a lecture on phrenology ;

Which was adopted.

Mr. Billings asked and obtained leave of absence for Mr. Mills and himself until the 16th.

On motion of Mr. Howland,

The House adjourned.

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*Lansing, Friday, January 12, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Hulbert.

Roll called : quorum present.

Absent without leave, Messrs. McGinnis and Valade.

Mr. Gies asked and obtained leave of absence for Mr. McGinnis indefinitely on account of sickness.

Mr. Miller asked and obtained leave of absence for Mr. Valade until the 16th.

The Speaker announced, by request of Mr. Little, that Mr. Martin would be excused from service on the special committee to examine and divide Governor Bagley and Croswell's messages, and that the name of Mr. Wood would be substituted on the committee.

#### PRESENTATION OF PETITIONS.

No. 33. By Mr. Ferguson : Petition of T. W. Ransom and 57 others relative to the game laws ;

Referred to the committee on State affairs.

No. 34. By Mr. Robbins : Communication of Albert Fox, of Fairfield, Lenawee county, in relation to district schools ;

On demand of Mr. Robbins,

The communication was read at length.

Mr. F. A. Baker moved that the communication be referred to the Attorney General :

Pending which,

On motion of Mr. Little,

The communication was laid on the table.

No. 35. By Mr. Davis : Petition of J. Q. Barnard, J. B. Smith, J. N. Scott and 28 others, of Baraga county, for appropriation for a school of mines in the University of Michigan ;

Referred to the committee on the University.

No. 36. By Mr. Davis : Petition of A. J. Cory, D. Blackmer and 52 others, citizens of Houghton county, relative to the same subject ;

Referred to the committee on the University.

## REPORTS OF STANDING COMMITTEES.

The committee on printing, to whom was referred the resolution and substitute in regard to translating and printing the messages of Governors Bagley and Croswell,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the same do pass, and ask to be discharged from the further consideration of the subject.

JEROME WINCHELL, *Chairman.*

Report accepted and committee discharged.

The following is the substitute :

*Resolved*, That the Clerk of the House be and he is hereby authorized to have printed of the messages of Govs. Bagley and Croswell, for the use of this House, one thousand copies in the English language; two thousand five hundred in the German; one thousand five hundred in the Holland; one thousand in French; one thousand in Polish; one thousand in Scandinavian.

The question being on concurring in the adoption of the substitute reported by the committee,

Mr. Van Raalte demanded a division of the question, so that the number to be printed in each language be determined separately.

The question being on concurring in the recommendation to print one thousand copies in English,

The same was concurred in.

The question being on concurring in the recommendation to print two thousand five hundred in German,

The same was concurred in.

The question being on concurring in the recommendation to print fifteen hundred copies in Holland,

The same was concurred in.

The question being on concurring in the recommendation to print one thousand copies in French,

The same was not concurred in.

The question being on concurring in the recommendation to print one thousand in Polish,

The same was concurred in.

The question being on concurring in the recommendation to print one thousand in Scandinavian,

Mr. Stanchfield moved to amend by making the number two thousand instead of one thousand;

Which motion prevailed.

The question being on printing two thousand in Scandinavian;

The same prevailed.

Mr. Van Raalte moved to reconsider the vote by which the House refused to print one thousand in French;

Which motion prevailed.

The question being on printing one thousand in French,

The same prevailed.

Mr. Hopkins moved to reconsider the vote by which the House ordered printed one thousand in English;

Which motion did not prevail.

## REPORTS OF SELECT COMMITTEES.

By the select committee to apportion the Governors' messages:

The select committee to whom was referred the messages of His Excellency, ex-Governor Bagley, and His Excellency, Governor Croswell, to designate a proper reference to the standing committees of the subject matter therein contained, have had the same under consideration, and have directed me to report, recommending the following references, and to ask to be discharged from the further consideration of the subject:

That, so much thereof as refers to the financial condition of the State be referred to the committee on ways and means; and that so much thereof as relates to the finances of the State be referred to the same committee;

So much thereof as relates to Sinking Fund to the committee on State affairs;

So much thereof as relates to State lands and roads to the committee on public lands;

So much as relates to common schools and education to the committee on education;

So much as relates to the Normal School to the committee on Normal School;

So much as relates to the Agricultural College, to the committee on the agricultural college;

So much as relates to the University, to the committee on university;

So much as relates to the Insane Asylums, to the committee on asylums for the insane;

So much as relates to the State Public School, to the committee on State public school;

So much as relates to the Reform School, to the committee on reform school;

So much as relates to the Deaf, Dumb, and Blind, to the committee on the asylum for the deaf, dumb, and blind;

So much as relates to the State Prison, to the committee on State prison;

So much as relates to the State House of Correction, to the committee on State house of correction;

So much as relates to the State Poor, to the committee on State affairs;

So much as relates to the new Capitol, to the committee on State affairs;

So much as relates to railroads, to the committee on railroads;

So much as relates to railroad grants, to the committee on railroads and public lands jointly;

So much as relates to the St. Mary's Ship Canal, to the committee on internal improvements;

So much as relates to specific taxation, to the committee on State affairs;

So much as relates to insurance, to the committee on insurance;

So much as relates to banks and private corporations, to the committee on private corporations;

So much as relates to municipal taxation, to the committee on State affairs;

So much as relates to the military, to the committee on military affairs;

So much as relates to fish culture, to the committee on fisheries;

So much as relates to constitutional amendments, to the committee on judiciary;

So much as relates to the State Library, to the committee on State Library;

So much as relates to the State Board of Health, to the committee on public health;

So much as relates to the State Pioneer Society, to the committee on State affairs ;

So much as relates to Manitou county, to the committee on towns and counties ;

So much as relates to the relief fund, to the committee on ways and means ;

So much as relates to the liquor traffic, to the select committee on the liquor traffic ;

So much as relates to tax sales, tax deeds and conveyances, and record thereof, to the committee on judiciary ;

So much as relates to the special commission, to the committee on judiciary ;

So much as relates to judicial circuits, to the committee on judiciary ;

So much as relates to a school of mechanic arts, to the committee on education ;

So much as relates to the insurance of State property, to committee on State affairs ;

So much as relates to elections, to the committee on elections ;

So much as relates to crime and criminal laws, to the committee on judiciary ;

All of which is respectfully submitted.

GEO. E. STEELE, *Chairman,*

Report accepted and committee discharged.

On motion of Mr. Steele,

The recommendation of the committee was concurred in.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }  
Lansing, January 11, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill :

Senate bill No. 1, entitled

A bill to authorize the village of Lexington to issue its bonds to pay the indebtedness of said village,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, January 11, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution :

*Resolved by the Senate* (the House concurring), That the Governor be and he is hereby authorized to appoint one messenger boy for himself ;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*



On motion of Mr. Van Raalte,  
The House concurred.

## NOTICES.

Mr. Allen gave notice that on some future day he would ask leave to introduce

A bill to provide for the insurance of all State buildings and personal property liable to destruction by fire.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill to amend section 20 of chapter 72 of the revised statutes of 1846, the same being section 2201 of the compiled laws of 1871 of the general banking law of this State.

Mr. Brown gave notice that on some future day he would ask leave to introduce

A bill to amend section 61 of chapter 21 of the compiled laws of 1871, relative to supervisors delivering tax roll to sheriff for collection.

Mr. Hill gave notice that on some future day he would ask leave to introduce

A bill to regulate the taxation of costs in certain cases.

Also,

A bill to provide for appeals from judgments of justices of the peace.

Mr. White gave notice that on some future day he would ask leave to introduce

A bill to amend sections nine and ten, of chapter sixty-four, being section two thousand one hundred and one of compiled laws of eighteen hundred and seventy-one, relating to the killing or maiming of wild pigeons.

Mr. Gibbs gave notice that on some future day he would ask leave to introduce

A bill to prohibit the sale of goods and merchandise in sealed packages.

Mr. Stephenson gave notice that on some future day he would ask leave to introduce

A bill to amend section 61, of chapter 21, being section 1027 of the compiled laws of 1871, relative to assessment and collection of taxes, approved April 6, 1869.

Mr. Kelly gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Rogers, in the county of Presque Isle;

Also,

A bill to amend section 1, of act No. 408, of the session laws of 1871, entitled "An act to organize a union school district of the township of Rogers, in the county of Presque Isle."

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill to amend section 511 of the compiled laws of 1871, in reference to county treasurers, so as to make them incapable of holding any other office during their term, and from holding the office of county treasurer longer than four, in any period of six years.

Mr. Gies gave notice that on some future day he would ask leave to introduce

A bill to authorize the board of supervisors of Wayne county to issue bonds for purchasing a suitable site to erect a county building for county officers.

Mr. Harrington gave notice that on some future day he would ask leave to introduce

A bill to provide for the deduction of certain indebtedness in statements of property for the purpose of taxation;

Also,

A bill to prescribe the fees of clerks of the circuit court and registers in chancery, and to repeal so much of sections one and two, compilers' numbers 7428 and 7429, as relates to the fees of clerks of the circuit court, and to amend section 6, compiler's number 7433 of chapter 239, compiled laws of 1871.

Mr. Ross gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Pinckney in the county of Livingston.

Mr. Sharts gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Owosso.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill to repeal section 5074 of the compiled laws of 1871, being section 38 of chapter 176, relative to the hearing of chancery cases.

#### INTRODUCTION OF BILLS.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House Bill No. 29, entitled,

A bill to amend subdivision "No. 17" of section No. 477 of the compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Sackrider, previous notice having been given, and leave being granted, introduced

House Bill No. 30, entitled,

A bill to amend section one of act number 179 of the laws of 1875, entitled "an act to amend section five of chapter 24 of the compiled laws of 1871, being an act relative to persons liable to work on highways, and making assessments therefor, the same being section 1220 of the compiled laws of 1871, as amended by said act.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Cheney, previous notice having been given, and leave being granted, introduced

House bill No. 31, entitled

A bill to amend section 10, of chapter 10, of the compiled laws of 1871, being an act entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative, and legislative powers."

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Steele, previous notice having been given, and leave being granted, introduced

House joint resolution No. 2, entitled

Joint resolution to amend joint resolution No. 37, of the session laws of 1875, entitled "Joint resolution authorizing the Board of State Auditors to audit

and pay the claims of the non-commissioned officers and musicians of the 5th, 6th, and 7th regiments of Michigan volunteer infantry for services rendered in the month of August, 1861."

The joint resolution was read a first and second time by its title, and referred to the committee on military affairs.

Mr. Hopkins, previous notice having been given, and leave being granted, introduced

Joint resolution No. 3, entitled

Joint resolution amending joint resolution No. 37, of session laws of 1875, authorizing the board of State auditors to audit and pay the claims of the non-commissioned officers and musicians of the 5th, 6th, and 7th regiments of Michigan volunteer infantry, for services in the month of August, 1861.

The joint resolution was read a first and second time by its title and referred to the committee on military affairs.

Mr. Hopkins, previous notice having been given, and leave being granted, introduced

House bill No. 32, entitled

A bill to amend an act entitled "An act limiting the right of the Auditor General to cancel the taxes on non-resident lands returned as delinquent for non-payment of taxes in certain cases," being section 1 of act No. 181 of session laws of 1873.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Stanchfield, previous notice having been given, and leave being granted, introduced

House bill No. 33, entitled

A bill entitled an act to change the names of certain persons.

The bill was read a first and second time by its title, and referred to the committee on state affairs.

Mr. Rork, previous notice having been given, and leave being granted, introduced

House bill No. 34, entitled

A bill to amend sections 14, 16, 25, and 27 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being sections No. 980, 982, 991, and 993, chapter 21, of compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

#### MOTIONS AND RESOLUTIONS.

Mr. Turck offered the following:

*Resolved*, That the Commissioner of the State Land Office be and he is hereby requested to furnish to this House, forthwith, a statement of all moneys received, and amounts paid the boards of supervisors of the several counties, under section 5 of laws of 1858, being compiler's section 3942 of compiled laws of 1871, since the enactment of said law;

Which was adopted.

Mr. Martin offered the following:

*Resolved*, That the Sergeant-at-Arms be and is hereby directed to cause this hall to be ventilated, by constructing, or causing to be constructed, a tin-conductor 24 x 12 inches, the same to be attached to ceiling and conducted from the center of the hall, through the wall at rear of Speaker's stand; and that

the inlet to the conductor be made in style to correspond with the reflectors over gas jets;

On motion of Mr. A. J. Sawyer,

The resolution was referred to the committee on public health, with instructions to report as soon as practicable.

Mr. Hoyt offered the following:

*Resolved* (the Senate concurring), That the Commissioner of Railroads be and is hereby requested to transmit for the use of the two Houses any information in his possession relative to the taxation of the Lake Shore & Michigan Southern Railway Company, and also in regard to the various existing railroad charters.

Mr Hoyt moved that the rules be suspended and the resolution put upon its immediate passage;

Which motion prevailed, two-thirds of all the members present voting therefor.

The resolution was then adopted.

Mr. Howland offered the following:

*Resolved* (the Senate concurring), That the printer for the State be and is hereby instructed to print and bind 600 copies of the Manual of this House and Senate.

Laid over under the rules.

Mr. Hoyt offered the following:

*Resolved*, That the committee on Railroads are hereby authorized, when they consider it necessary, to employ a clerk, at a compensation of \$3 per day;

Which was adopted.

Mr. Brown offered the following:

*Resolved*, That the committee on judiciary be requested to examine and report upon section 16, article (4) four, of the constitution of this State, whether it is competent for the Legislature to provide for the payment of the postage of the members and officers of the Legislature during the session thereof;

Which was adopted.

Mr. Palmer offered the following:

*Resolved*, That the State Librarian be instructed to procure for the use of the judiciary committee one copy of Bouvier's Law Dictionary; also, one copy of Cooley on Taxation.

Mr. Steele moved to amend the resolution by striking out the words "for the use of the judiciary committee;"

Pending which,

On motion of Mr. Conely,

The resolution was laid on the table.

#### UNFINISHED BUSINESS.

The question being on the adoption of the following concurrent resolution:

*Whereas*, A defalcation extending over a long period of years, and embracing quite a large sum of money, has been discovered in the management of the chemical laboratory of the State University;

*And whereas*, The Regents of the University in their "statement of certain needs of the University of Michigan," which they have published and placed in the hands of the members of the Legislature, have invited, and generously offered every facility for the most thorough and exhaustive investigation, either of the defalcation itself, or their mode of treating it; therefore,

*Resolved* (the Senate concurring), That the committees on the University of the Senate and House of Representatives, be and they are hereby instructed,

jointly, to make a thorough and exhaustive investigation of said defalcation and of any and every subject matter connected therewith, which in their judgment may require investigation, to the end that said committees may report to their respective houses whether any, and if so what legislation is needed.

*Resolved*, That said committee have leave to sit during the sessions of the Senate and House of Representatives, and be empowered to administer oaths, compel the attendance of persons and the production of papers, and to employ a stenographer to take and transcribe the testimony at a compensation not exceeding ten cents per folio,

Mr. Hopkins moved that the resolution be laid on the table ;

Which motion did not prevail.

Mr. Cheney moved that the resolution be made the special order for next Wednesday, at 3 o'clock P. M. ;

Which motion did not prevail.

The question being on the adoption of the resolution,

On motion of Mr. Mosher,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Rolled called : quorum present.

Mr. W. W. Johnson asked and obtained leave of absence for Mr. Cheney until the 16th.

Mr. Howland asked and obtained leave of absence for himself until the 16th.

The House resumed the order of

#### UNFINISHED BUSINESS,

The question being on the adoption of the following concurrent resolution :

*Whereas*, A defalcation, extending over a long period of years, and embracing quite a large sum of money, has been discovered in the management of the chemical laboratory of the State University ;

*And whereas*, The Regents of the University in their "statement of certain needs of the University of Michigan," which they have published and placed in the hands of the members of the Legislature, have invited, and generously offered every facility for the most thorough and exhaustive investigation, either of the defalcation itself, or their mode of treating it ; therefore,

*Resolved* (the Senate concurring), That the committees on the University of the Senate and House of Representatives, be and they are hereby instructed, jointly, to make a thorough and exhaustive investigation of said defalcation and of any and every subject-matter connected therewith, which in their judgment may require investigation, to the end that said committees may report to their respective Houses whether any, and if so what legislation is needed ;

*Resolved*, That said committees have leave to sit during the sessions of the Senate and House of Representatives, and be empowered to administer oaths, compel the attendance of persons and the production of papers, and to employ a stenographer to take and transcribe the testimony at a compensation not exceeding ten cents per folio,

Mr. Wood moved to amend by adding to the end of the first resolution the following: "and that said committees sit with open doors;"

Which amendment was accepted.

The resolution was then adopted.

#### SPECIAL ORDER.

The question being on the adoption of the following concurrent resolution:

*Resolved* (the House concurring), That the committees on printing of the two Houses be instructed to inquire into the expediency of instructing the State printer to forward to the clerk of each organized township, city, and incorporated village in the State, to be kept on file in his office for the use of the public, one copy of the daily journal, which journals shall be in lieu of those furnished to each house for distribution, and report by resolution or otherwise;

Which was adopted.

By unanimous consent, the Speaker announced the following

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
Lansing, January 12, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 7, entitled

A bill making a special appropriation for the State House of Correction at Ionia;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very Respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on the State house of correction.

By unanimous consent the following reports of standing committees were made:

By the committee on ways and means:

The committee on ways and means to whom was referred a resolution of the House instructing them to report the amount of mileage due each of the members of the House of Representatives, respectfully report that they have had the same under consideration, and have directed me to report herewith the several amounts due as aforesaid to each of the members of the House.

D. B. K. VAN RAALTE,

*Chairman.*

Report accepted and committee discharged.

The following is the amount reported by the committee due each member:



	Miles.		Miles.
Mr. Abbott.....	310	Mr. McArthur.....	472
Allen.....	166	McGinnis.....	176
Allman.....	212	Markham.....	236
F. A. Baker.....	172	Martin.....	172
N. Baker.....	108	Miller.....	276
Baldwin.....	222	Mills.....	200
Billings.....	246	Moore.....	270
Brown.....	160	Morrison.....	142
Canfield.....	230	Mosher.....	114
Chase.....	90	Nixon.....	16
Cheney.....	252	Norris.....	220
Clark.....	226	North.....	1,532
Conely.....	172	Norton.....	226
Coon.....	180	Parsons.....	218
Crandell.....	226	Palmer.....	230
Curtiss.....	1,204	Phelps.....	200
Davis.....	1,864	Prindle.....	222
Dillman.....	176	Read.....	76
Dowling.....	162	Robbins.....	200
Eaton.....	294	Rork.....	120
Edwards.....	304	Ross.....	156
Elliott.....	128	Sackrider.....	80
Farr.....	410	A. J. Sawyer.....	152
Ferguson.....	284	J. C. Sawyer.....	218
Fletcher.....	140	Sharts.....	60
Gibbs.....	353	Shetterly.....	224
Gies.....	176	Smith.....	335
Gould.....	84	Stafford.....	1292
Hall.....	144	Stanchfield.....	326
Hamilton.....	412	Steele.....	414
Hankerd.....	60	Stephenson.....	1076
Harrington.....	294	Stevens.....	122
Hawley.....	176	Stinchcomb.....	140
Hayes.....	80	Stone.....	368
Hill.....	258	Thomson.....	358
Hopkins.....	262	Turck.....	200
Howland.....	228	J. M. Turner.....	2
Hoyt.....	140	S. W. Turner.....	25
Ireland.....	318	Twadell.....	130
Jewell.....	270	Valade.....	284
S. Johnson.....	286	Van Raalte.....	276
W. W. Johnson.....	224	Walkinshaw.....	168
Jones.....	360	Welker.....	180
Keeler.....	182	Willett.....	222
Kelley.....	442	Winchell.....	238
Knight.....	172	White.....	364
Laubach.....	-----	Wood.....	74
Lee.....	462	Woodworth.....	262
Little.....	136	Yeomans.....	80
Ludlow.....	98	Speaker.....	256

The question being on concurring in the recommendation of the committee,  
The same was concurred in.

By the committee on ways and means:

The committee on ways and means, respectfully report, without instruction, the number of miles of each of the officers of this House, as the same has been usual in all former sessions of the Legislature.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

The following is the amount of mileage due to the officers and employés of the House, as reported by the committee:

	MILES.
<i>Fireman</i> —Thomas Rutledge .....	340
<i>Assistant Fireman</i> —L. C. Rice .....	50
<i>Keeper of Cloak Room</i> —William Tomlinson .....	174
<i>Messenger Boys</i> —	
Charles Parker .....	222
William Johnson .....	254
Mortimer B. Gates .....	60
Frankie C. Sayers .....	24
Frank D. Hopkins .....	344
Edwin C. Forest .....	130
B. E. Woodhouse .....	24
Louis Herzog .....	176
<i>House Clerks</i> —	
D. L. Crossman .....	28
Lewis M. Miller .....	224
Edwin H. Porter .....	
H. R. Hubbard .....	
<i>Sergeants-at-Arms</i> —	
W. K. Childs .....	
T. L. Brundage .....	92
<i>Postmaster</i> —Valorus W. Bruce .....	200

D. B. K. VAN RAALTE,  
*Chairman.*

The question being on concurring in the recommendation of the committee;  
The same was concurred in.

By the committee on State House of Correction:

The committee on State House of Correction, to whom was referred

Senate bill No. 7, entitled

A bill making a special appropriation for the State House of Correction at Ionia,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

ASA D. RORK,  
*Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By unanimous consent, Mr. W. W. Johnson offered the following resolution:

*Resolved*, That immediately after the adjournment of this House the Rev. Mr. Edmons, of Minnesota, be allowed the use of the House for the purpose of stating the cause of the suffering caused by the grasshoppers;

Which was adopted.

Mr. Elliott asked and obtained leave of absence for himself until the 16th.

Mr. Conely moved that the House adjourn until Monday at half past eight, P. M.;

Which motion did not prevail.

Mr. Little asked and obtained leave of absence for himself until the 16th.

Mr. J. C. Sawyer asked and obtained leave of absence for himself until the 16th.

Mr. Wood asked and obtained leave of absence for Mr. Jewell until the 16th.

Mr. Lee asked and obtained leave of absence for Mr. Abbott until the 16th.

Mr. Lee moved that the House do now adjourn;

Which motion did not prevail.

Mr. Miller asked and obtained leave of absence for himself until the 16th.

#### GENERAL ORDER.

On motion of Mr. Sharts,

The house went into committee of the whole on the general order,

Mr. Hoyt in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bill:

Senate bill No. 7, entitled

A bill making a special appropriation for the State House of Correction at Ionia;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

HERBERT H. HOYT,

*Chairman.*

Report accepted and committee discharged.

The question being on concurring in the recommendation of the committee of the whole,

The same was concurred in.

Mr. Little moved that the rules be suspended and the bill put upon its immediate passage;

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Markham,	Mr. Smith.
Allen,	Hall,	Martin,	Stafford,
F. A. Baker,	Hamilton,	Miller,	Stanchfield,
N. Baker,	Hankerd,	Moore,	Steele,
Baldwin,	Harrington,	Morrison,	Stephenson,
Brown,	Hawley,	Mosher,	Stevens,
Canfield,	Hayes,	Nixon,	Stinchcomb,

Mr. Chase,	Mr. Hill,	Mr. Norris,	Mr. Stone,
Clark,	Hopkins,	North,	Thompson,
Conely,	Howland,	Norton,	Turck,
Coon,	Hoyt,	Parsons,	J. M. Turner,
Crandell,	Ireland,	Palmer,	S. W. Turner,
Curtiss,	Jewell,	Phelps,	Twadell,
Davis,	S. Johnson,	Prindle,	Van Raalte,
Dillman,	W. W. Johnson,	Reed,	Walkinshaw,
Dowling,	Jones,	Robbins,	Welker,
Eaton,	Keeler,	Rork,	Willetts,
Edwards,	Kelley,	Ross,	Winchell,
Elliott,	Knight,	Sackrider,	White,
Farr,	Lee,	A. J. Sawyer,	Wood,
Ferguson,	Little,	J. C. Sawyer,	Woodworth,
Fletcher,	Ludlow,	Sharts,	Yeomans,
Gibbs,	McArthur,	Shetterly,	Speaker,
Gies,			

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NAYS.

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Title agreed to.

On motion of Mr. Robbins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Conely,

The House adjourned until Monday, at 8:30 o'clock P. M.

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*Lansing, Monday, January 15, 1877, }*  
*8:30 o'clock P. M. }*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Representative Sharts.

Roll called: quorum present.

Absent without leave: Messrs. Allen, Allman, Baldwin, Conely, Coon, Dillmann, Fletcher, Gibbs, Gies, Gould, Hall, Hankerd, Hawley, Keeler, Knight, McGinnis, Markham, Morrison, Norris, North, Palmer, Prindle, Rork, Smith, Steele, Turck, S. W. Turner, Twadell, Walkinshaw, Welker, and Wood.

On motion of Mr. Little,

All the absentees were granted leave of absence until to-morrow morning.

#### PRESENTATION OF PETITIONS.

No. 37. By Mr. Hamilton: Petition of T. T. Ransom, James R. Clark, L. C. Fyfe, Columb Rigney, W. H. Bryerson, and 82, others, relative to amendment of existing laws concerning field game.

Referred to committee on State affairs.

No. 38. By Mr. Edwards: Petition of Henry H. Pike and 87 others, for amendment to the charter of Niles;

Referred to the committee on municipal corporations.

No. 39. By Mr. Kelley: Petition of John Landon, Johnston Woods, Richard Atkinson, John Ferguson and 58 others, asking for the incorporation of the public schools of the township of Long Rapids, Alpena county;

Referred to the committee on education.

No. 40. By Mr. Kelley: Petition of N. M. Brackenreed, James S. Irvin, Pardon Buel and 31 others, of the township of Wilson, Alpena county, asking for the incorporation of the public schools of the township of Wilson;

Referred to the committee on education.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred the following resolution:

*Resolved*, That the committee on judiciary be requested to examine and report upon section 16, article (4) four, of the constitution of this State, whether it is competent for the Legislature to provide for the payment of the postage of the members and officers of the Legislature during the session thereof;

Respectfully report that they have had the same under consideration, and have directed me to report that in the opinion of the committee the constitution does not authorize the Legislature to provide for the payment of such postage under existing postal laws, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report received and committee discharged.

The report was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, January 12, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following concurrent resolution:

*Resolved* (the Senate concurring), That the Compiler of the Legislative Manual be directed to compile and publish, in pamphlet form, without delay for the use of the two Houses, a list of the members and officers of each House, with their statistics, the Standing Committees of each House, the Senatorial and Representative districts of the State, with the population of each, the Rules of each House, the Joint Rules, and the Rules of the two Houses in joint Convention:

*Provided*, That no additional compensation shall be allowed to the compiler therefor,

And to inform the House that the Senate has amended the same by adding thereto the words “and that five hundred copies of said pamphlet be printed,”

In the passage of which, as thus amended, the Senate has concurred.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

On motion of Mr. Ferguson,

The House concurred in the amendment made by the Senate.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, January 12, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to return to the House the following concurrent resolution :

*Resolved* (the Senate concurring), That the Commissioner of Railroads be and is hereby requested to transmit, for the use of the two houses, any information in his possession relative to the taxation of the Lake Shore & Michigan Southern Railway Company, and also in regard to the various existing railroad charters ;

In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The message was laid on the table.

#### NOTICES.

Mr. Edwards gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to incorporate the city of Niles," approved February 12th, 1859, and the several acts amendatory thereof.

Mr. Little gave notice that on some future day he would ask leave to introduce

A bill to incorporate the Grand Lodge and subordinate lodges of Knights of Pythias of the State of Michigan.

Mr. S. Johnson gave notice that on some future day he would ask leave to introduce

A bill to incorporate the city of Dowagiac.

Mr. Moore gave notice that on some future day he would ask leave to introduce

A bill to amend sections 3 and 4 of chapter 169, of the compiled laws of 1871, being compiler's numbers 4721 and 4722, relative to intermarriage.

Mr. Robbins gave notice that on some future day he would ask leave to introduce

A bill relative to the names in legal proceedings ;

Also,

A bill relative to subscribing witnesses.

Mr. Harrington gave notice that on some future day he would ask leave to introduce

A bill to amend section 8 of chapter 206, being compiler's number 6567 of the compiled laws of 1871 relating to surrender of corporate rights.

Mr. Eaton gave notice that on some future day he would ask leave to introduce

A bill to amend the first subdivision of section 8 of act No. 156 of the session laws of 1875, being section 974 of the compiled laws of 1871, relative to the taxation of shares in National or State banks.

#### MOTIONS AND RESOLUTIONS.

Mr. Hamilton offered the following :

*Resolved*, That the naming of a person for Senator in the Congress of the United States, as required by law, in place of Hon. Thomas W. Ferry, whose



term of office expires on the 3d of March next, be made the special order for to-morrow at 3 o'clock P. M. ;

Which was adopted.

UNFINISHED BUSINESS.

The question being on the adoption of the following concurrent resolution:  
*Resolved* (the Senate concurring), That the printer for the State be and is hereby instructed to print and bind 600 copies of the Manual of this House and the Senate ;

Mr. A. J. Sawyer moved to amend the resolution by adding to the end thereof the following: "that the compiler be further instructed to make a copious index to the same ;"

Which motion prevailed.

The question being on the adoption of the resolution,

On motion of Mr. Norton,

The resolution was referred to the committee on printing.

On motion of Mr. Morton,

The House adjourned.

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*Lansing, Tuesday, January 16, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bangs.

Roll called : quorum present.

Absent without leave Messrs. Dillman, Gould, Knight, Markham, Steele and Turck.

Mr. Gies asked and obtained leave of absence for Mr. Dillman until the 17th.

Mr. Allman asked and obtained leave of absence for Mr. Markham until the 17th.

Mr. Dowling asked and obtained leave of absence for Mr. Knight until the 17th.

Mr. Hopkins asked and obtained leave of absence for Mr. Turck until the 18th.

Mr. Gibbs asked and obtained leave of absence for Mr. Steele until the 17th.

Mr. Jones asked and obtained leave of absence for Mr. Gould until the 17th.

Mr. Norton asked and obtained leave of absence for himself until the 19th.

The Speaker announced the following communication :

*Lansing, Jan. 16, 1877.*

*Hon. J. T. Rich, Speaker :*

In accordance with resolution of the House, Burt E. Woodhouse has been appointed Clerk's Messenger.

D. L. CROSSMAN,  
*Clerk of the House of Representatives.*

## PRESENTATION OF PETITIONS.

No. 41. By Mr. Baldwin: Petition of J. W. Stone, J. C. Fitzgerald, J. W. Ransom, and 55 others, citizens of Kent county, asking that Barry county be detached from the 17th judicial circuit;

Referred to the committee on judiciary.

No. 42. By Mr. Kelley: Memorial of N. M. Brackinreed, T. J. Hamilton, C. H. Watson, and 25 others, of the township of Wilson, Alpena county, in reference to increase of taxation for highway purposes;

Referred to the committee on local taxation.

No. 43. By Mr. Smith: Petition of C. C. Thompson, A. C. Elsworth, and 70 others, relative to repealing the present township school superintendent law, and reestablishing the county superintendent system;

Referred to the committee on education.

No. 44. By Mr. Stanchfield: Memorial of the Board of Supervisors of Mason county, in relation to county superintendents of schools;

On motion of Mr. Stanchfield,

The memorial was read at length.

The memorial was then referred to the committee on education.

No. 45. By Mr. Yeomans: Petition of Wm. D. Arnold, Hiram Brown, E. S. Belamy, Samuel Stowell, A. C. Savage, Orrin S. Cook, Wm. R. Parks and 100 others, tax-payers of Easton and Keene townships, Ionia county, asking that section 16, chapter 21, compiled laws of 1871, be amended in relation to statements made to supervisors, also that a law be passed to tax mortgages held by non-residents.

On demand of Mr. Yeomans,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable Legislature of the State of Michigan:*

We, the tax-payers of the townships of Easton and Keene, Ionia Co., Michigan, do hereby petition your Honorable body to so amend the first part of section 16, chapter 21, of the compiled laws of 1871, so as to read as follows:

“Such statement the supervisor shall require to be subscribed and sworn to by the person making the same; and in case any person shall neglect or refuse to make a statement of all notes, bonds, mortgages or other evidences of indebtedness owned or possessed by him, such notes, bonds, mortgages, etc., or any of them not included in such statement (if one is made) shall become void and uncollectible by law;”

Also providing by law for the taxation of mortgages held by non-residents, and the deduction of the amount of the same from the assessed value of the real estate of the mortgagor;

Also providing a proper penalty for the neglect or refusal of the supervisor to carry out the laws in relation to the assessment of all kinds of property, and making it the duty of the prosecuting attorney of each county to enforce such penalty against such supervisor.

The petition was referred to the committee on ways and means.

No. 46. By Mr. Prindle: Memorial of the Board of Supervisors of Kent county asking for a reduction of their pay.

On demand of Mr. Prindle,

The memorial was read at length and spread at large on the journal, as follows:

To Messrs. C. W. PRINDLE, S. L. BALDWIN, W. W. JOHNSON, A. B. CHENEY,  
*Representatives in State Legislature, Lansing, Mich. :*

HONORED SIRs,—You are hereby notified of the passage of the following by the Board of Supervisors for Kent county, on November 3d, 1876 :

Mr. Myers offered the following :

*Whereas*, Owing to the general depression of all business interests of the county, low prices of its agricultural products, and in view of the heavy burden of taxation (which is constantly on the increase), and as the Board of Supervisors have reduced the pay of county officers at its present session in the aggregate, \$2,400.00 in the interest of economy, and believing the office of Supervisor should stand its share of reduction in the expenses of the county, therefore,

*Resolved by this Board*, That the Legislature at its next session be requested to so amend the laws as to fix the pay of Supervisor, while attending meetings of the Board, at \$2.50 per day, and \$1.75 while in the performance of all other duties pertaining to the office of Supervisor.

On motion the preamble and resolution were adopted by the following vote :

Yeas,—Brewer, Britton, Barrett, Bishop, Chaffee, Cook, Coons, Davis, Friend, Ives, E. R. Johnson, P. W. Johnson, Hunter, Myers, McArthur, McCormick, Morrison, Martin, Murray, Nash, Pryce, Plumb, Stinson, Skinner, Simmons, Stout, Shoemaker, Whitney, Watkins, Chairman,—30.

Nays,—None.

On motion of Mr. Myers, the Clerk was directed to furnish a certified copy of the preamble and resolution to each of our Representatives in the State Legislature.

STATE OF MICHIGAN, }  
COUNTY OF KENT, } ss.

I, Fred S. Clark, Clerk of said County, do hereby certify, that the above and foregoing is a true and compared copy of an original preamble and resolution now of record in the office of the Clerk of said County, and the whole of such original record.

*In witness whereof*, I have hereunto caused the seal of said Court to  
[L.S.] be affixed, at the city of Grand Rapids, this fifth day of January,  
A. D., 1877. FRED S. CLARK,  
Clerk.

The memorial was referred to the committee on ways and means.

No. 47. By Mr. Hall: Petition of Henry Wilson, Abraham Canfield, D. W. Clark, and 61 others, citizens of Lenawee county, relative to the test of illuminating oils ;

Referred to the committee on the public health.

#### REPORTS OF STANDING COMMITTEES.

By the committee on printing :

The committee on printing, to whom was referred the resolution relative to printing and binding of Legislative Manual, having had the same under careful consideration, direct me to report the same with amendment, recommending that the amendment be concurred in, and that the resolution do pass, and ask to be discharged from the further consideration of the subject.

JEROME WINCHELL, *Chairman.*

The resolution as amended reads as follows :

*Resolved* (the Senate concurring), That the printer for the State be and is hereby directed to print and bind 700 copies of the Manual of this House and the Senate.

Report accepted and committee discharged.

On motion of Mr. Winchell,

The House concurred in the amendment made to the resolution by the committee.

The resolution was then adopted.

By the committee on public health :

The committee on public health, to whom was referred the resolution :

That the Sergeant-at-Arms be and he is hereby directed to cause this Hall to be ventilated, etc., beg leave to report that they have had the same under consideration, and have directed me to report as follows: Would recommend covering the cold air tubes on each side of cellar leading to furnaces with heavy building paper, and closing all the cellar windows.

Also, closing all ventilators near ceiling in hall and opening all near the floor. All of which is respectfully submitted.

C. W. PRINDLE,  
*Chairman.*

Report accepted and committee discharged.

On motion of Mr. Prindle,

The House concurred in the recommendation of the committee.

#### NOTICES.

Mr. North gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the village of Hancock.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill to repeal an act entitled "An act to provide for the construction of a State road in the county of Newaygo," the same being act No. 300 of session laws of 1873, and approved March 7, 1873.

Mr. Hopkins gave notice that on some future day he would ask leave to introduce

A bill to amend Secs. 3, 4, and 5, of act No. 95, entitled "An act to provide for the examination of certain forfeited and part-paid Agricultural College, salt spring, and other lands."

Mr. Coon gave notice that on some future day he would ask leave to introduce

A bill to legalize the special assessment of the village of Northville, Wayne county, for the years 1875 and 1876.

Mr. S. Johnson gave notice that on some future day he would ask leave to introduce

A bill to provide for county superintendents of schools.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill to amend act number 417 of the session laws of eighteen hundred and seventy-one, being an act entitled "An act giving the auditors of Wayne county a salary," approved April 15th, 1871.

Mr. Stanchfield gave notice that on some future day he would ask leave to introduce

A bill to provide for a county superintendent of public instruction in certain cases, and to define his duties, provide for his salary, and to repeal so much of the session laws of 1875 as shall conflict therewith.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A bill entitled an act to amend an act entitled an act to amend an act entitled "An act to authorize the formation of companies for the detention and apprehension of horse thieves and other felons, and defining their powers, the same being act No. 55 of the session laws of A. D. 1873, by amending section nine (9), and adding thereto a new section to be known as section ten (10) of said act.

Mr. Welker gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 32 of the session laws of 1873 relative to aid to the University.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Ann Arbor.

#### INTRODUCTION OF BILLS.

Mr. Little, previous notice having been given, and leave being granted, introduced

House No. 35, entitled,

A bill to incorporate the Grand Lodge and subordinate lodges of "Knights of Pythias" of the State of Michigan.

The bill was read a first and second time by its title, and referred to the committee on private corporations.

Mr. Stephenson, previous notice having been given, and leave being granted, introduced

House bill No. 36, entitled,

A bill to amend section 61 of chapter 21, being section 1027 of the compiled laws of 1871, relative to the assessment and collection of taxes.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Gibbs, previous notice having been given, and leave being granted, introduced

House bill No. 37, entitled

A bill to prohibit the sale of goods and merchandise in sealed packages.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Sharts, previous notice having been given, and leave being granted, introduced

House bill No. 38, entitled

A bill to amend article No. 69, in the charter of the city of Owosso, approved February 15, 1859; amended February 15, 1861, February 22, 1865, April 2, 1869, and approved May 3, 1875.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 39, entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, and 12 of chapter 67, being sections 2116, 2117, 2118, 2119, 2120, 2121, and 2127 of the compiled laws of 1871, relating to the destruction of wolves and other noxious animals.

The bill was read a first and second time by its title, and referred to the committee on state affairs.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 40, entitled

A bill to amend section 1 of act No. 408, of the session laws of 1871, entitled "An act to organize union school district of the township of Rogers."

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Harrington, previous notice having been given, and leave being granted, introduced

House bill No. 41, entitled

A bill to prescribe the fees of clerks of the circuit court and registers in chancery, and repeal sections 1 and 2, and amend section 6 of chapter 239 of Compiled Laws of 1871, compiler's Nos. 7428, 7429, and 7433.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Harrington, previous notice having been given, and leave being granted, introduced

House bill No. 42, entitled

A bill to amend Sec. 8, of chapter 206, compiler's number 6567, of the compiled laws of 1871, relating to the surrender of corporate rights.

The bill was read a first and second time by its title, and referred to the committee on private corporations.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 43, entitled,

A bill to provide for the adjudication of claims against deceased persons, and for the payment thereof, and of legacies, and to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60 and 61 of chapter one hundred and fifty-eight (158), of the compiled laws of 1871, being compilers' sections 4420, 4421, 4422, 4423, 4424, 4425, 4426, 4427, 4428, 4429, 4430, 4431, 4432, 4433, 4434, 4535, 4436, 4437, 4438, 4439, 4440, 4441, 4442, 4443, 4444, 4445, 4446, 4447, 4448, 4449, 4450, 4451, 4452, 4453, 4454, 4455, 4456, 4457, 4458, 4459, 4460, 4461, 4462, 4463, 4464, 4465, 4466, 4467, 4468, 4469, 4470, 4471, 4472, 4473, 4474, 4475, 4476, 4477, 4478, 4479, 4480.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 44, entitled

A bill to protect the citizens of Michigan from empiricism, and elevate the standing of the medical profession.

The bill was read a first and second time by its title, and referred to the committee on public health.



Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 45, entitled

A bill relative to names in legal proceedings.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 46, entitled

A bill relative to subscribing witnesses.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

#### MOTIONS AND RESOLUTIONS.

Mr. Ferguson offered the following:

*Resolved* (the Senate concurring), That a committee of two, with a like committee from the Senate, be appointed to invite Prof. R. C. Kedzie to deliver a lecture in this Hall, at his earliest convenience, on illuminating oils.

Laid over under the rules.

Mr. A. J. Sawyer offered the following:

*Resolved* (the Senate concurring), that the compiler of the Manual be further instructed to make a copious index to the same.

Mr. Sawyer moved that the rules be suspended and the resolution put upon its immediate passage;

Which motion prevailed, two-thirds of all the members present voting therefor.

The resolution was then adopted.

Mr. Martin offered the following:

*Resolved*, That the Speaker of the House appoint a select committee of five to investigate all matters of the Land Office in relation to the duties of the Trespass agent, including all correspondence between the Trespass agent and Commissioner of Land Office, and all matters in connection with the duties of Trespass Agent from his appointment to date.

Mr. Woodworth moved that the resolution be laid on the table;

Which motion did not prevail.

The resolution was then adopted.

Mr. Robbins offered the following:

*Resolved* (the Senate concurring), That in all bills amending any existing laws by the insertion or addition of any matter to any section or sections, the new matter inserted or added shall be printed in the bill in italics, and all matter stricken out in any existing section or sections shall be indicated by brackets, []. And it shall be the duty of the person introducing such bill, and also of the committee reporting the same, to see that such amendments are so indicated in the draft of such bills that they may be printed in compliance with the provisions of this resolution.

Laid over under the rules.

Mr. Mitchell offered the following:

*Resolved* (the Senate concurring), That the Postmaster of the House and Senate be and is hereby authorized to appoint an assistant, at a compensation of two dollars per day;

Laid over under the rules.

Mr. Baldwin offered the following:

*Resolved*, That the committees on municipal corporations and the liquor traffic, jointly, be authorized to employ a clerk, at a compensation of three dollars per day;

Which was adopted.

Mr. Van Raalte offered the following:

*Resolved*, That the committee on ways and means are hereby authorized, when they consider it necessary, to employ a clerk, at a compensation of three dollars per day;

Which was adopted.

On motion of Mr. Van Raalte

The House took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called; quorum present.

Mr. Van Raalte moved to reconsider the vote by which the House adopted the resolution, offered by Mr. Martin this forenoon, ordering the appointment of a committee of five to investigate the correspondence and transactions between the Commissioner of the State Land Office and the Trespass Agent.

Mr. Hoyt moved to lay the motion to reconsider on the table;

Which motion did not prevail.

The question being on reconsidering the vote by which the House adopted the resolution,

Mr. Norton demanded the yeas and nays.

The demand was seconded, and the motion to reconsider prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Allen,	Mr. Ferguson,	Mr. Mills,	Mr. Stafford,
Allman,	Gould,	Moore,	Stanchfield,
Baldwin,	Hall,	Mosher,	Steele,
Billings,	Hamilton,	Nixon,	Stephenson,
Brown,	Harrington,	North,	Stevens,
Chase,	Hayes,	Palmer,	Stinchcomb,
Crandell,	Howland,	Prindle,	Van Raalte,
Curtiss,	S. Johnson,	Reed,	Walkinshaw,
Davis,	W. W. Johnson,	Robbins,	Welker,
Dowling,	Jones,	Rork,	Willett,
Eaton,	Keeler,	A. J. Sawyer,	White,
Edward <sup>s</sup> ,	Kelley,	J. C. Sawyer,	Woodworth,
Elliott,	Lee,	Sharts,	Yeomans,
Farr,	Markham,	Smith,	55

#### NAYS.

Mr. F. A. Baker,	Mr. Hawley,	Mr. Martin,	Mr. Stone,
N. H. Baker,	Hill,	Miller,	Thomson,
Canfield,	Hopkins,	Morrison,	Jas. M. Turner,

Mr. Clark, Conely, Coon, Fletcher, Gibbs, Gies, Hankerd,	Mr. Hoyt, Ireland, Jewell, Little, Ludlow, McArthur, McGinnis,	Mr. Norris, Norton, Parsons, Phelps, Ross, Sackrider, Shetterly,	Mr. S. W. Turner, Twadell, Valade, Winchell, Wood, Speaker,	39
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The question being on the adoption of the resolution,

Mr. Van Raalte moved to lay the resolution on the table.

Mr. Wood demanded the yeas and nays.

The demand was seconded, and the motion to lay the resolution on the table prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Allen, Allman, F. A. Baker, N. Baker, Baldwin, Billings, Brown, Chase, Conely, Crandell, Curtiss, Davis, Dowling, Eaton, Edwards Elliott, Farr,	Mr. Ferguson, Gibbs, Gould, Hall, Hamilton, Hankerd, Harrington, Hayes, Hopkins, Howland, Hoyt, Ireland, Jewell, S. Johnson, W. W. Johnson, Jones, Keeler,	Mr. Kelley, Lee, Ludlow, Markham, Mills, Moore, Morrison, Mosher, Nixon, North, Parsons, Palmer, Phelps, Reed, Robbins, A. J. Sawyer, Sharts,	Mr. Smith, Stafford, Stanchfield, Steele, Stephenson, Stevens, Stinchcomb, Stone, Van Raalte, Walkinshaw, Welker, Willett, Winchell, White, Woodworth, Yeomans, Speaker,	68
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#### NAYS.

Mr. Canfield, Clark, Coon, Fletcher, Gies, Hawley, Hill,	Mr. Little, McArthur, McGinnis, Martin, Miller, Norris,	Mr. Norton, Prindle, Rork, Ross, Sackrider, Shetterly,	Mr. Thompson, J. M. Turner, S. W. Turner, Twadell, Valade, Wood,	25
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The House took up the regular order of business.

#### PRESENTATION OF PETITIONS.

No. 48. By Mr. Palmer: Petition of Joseph W. Ash, R. D. Simonton, Geo. W. Culver, and 31 others, relative to assessment of property for taxation;  
Referred to the committee on ways and means.

No. 49. By Mr. Palmer: Petition of J. W. Ash, Jacob Thomas, J. H. Powell, and 23 others, relative to superintendents of schools;  
Referred to the committee on education.

No. 50. By Mr. Palmer: Petition of Joseph W. Ash, R. D. Simonton, J. R. Jones, and 25 others, relative to the assessment of labor on highways;  
Referred to the committee on local taxation.

## REPORTS OF STANDING COMMITTEES.

By the committee on State affairs :

The committee on State affairs, to whom was referred  
House bill No. 18, entitled

A bill to amend an act entitled "An act making appropriation for the heating and ventilating apparatus for the new capitol and for improvements in said building," approved February 18, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred  
House bill No. 33, entitled

A bill to change the names of certain persons ;

Respectfully report that they have have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

Mr. Billings moved that the bill be laid on the table ;

Which motion did not prevail.

On motion of Mr. Stanchfield,

The bill was re-committed to the committee on State affairs.

By the committee on ways and means :

The committee on ways and means, to whom was referred

The petitions of H. P. Henderson and others and A. P. Avery and others, in relation to the fees of clerks of circuit courts and registers in chancery,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and ask that the same be referred to the committee on judiciary, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The recommendation of the committee was concurred in.

The several petitions were then referred to the committee on judiciary.

## NOTICES.

Mr. Ireland gave notice that on some future day he would ask leave to introduce

A bill to amend section 14 of act No. 156 of the session laws of 1875, relative to cashiers of national and State banks giving notice to supervisors of the names of parties owning shares or stock in said banks ;

Also,

A bill to amend fourth subdivision of section 8 of act No. 156 of the session

laws of 1875, relative to the assessment of personal property belonging to minors and others under guardianship.

Mr. McGinnis gave notice that on some future day he would ask leave to introduce

A bill to make mortgages holden by parties residing outside the State of Michigan taxable by the respective municipal corporations of this State.

Mr. Allen gave notice that on some future day he would ask leave to introduce

A bill making appropriations for the current expenses of the State Normal School for the years 1877 and 1878;

Also, .

A bill making appropriations for an additional building for the State Normal School;

Also,

A bill to amend chapter 211 of compiled laws of 1871, relative to summary proceedings to secure possession of land.

Mr. Stanchfield gave notice that on some future day he would ask leave to introduce

A bill to prevent hunting deer and elk with hounds, on the Southern Peninsula of Michigan.

Mr. Harrington gave notice that on some future day he would ask leave to introduce

A bill to amend section 13, and 12th subdivision of section 15 of chapter 21 of compiled laws of 1871, being compiler's numbers 979 and 981, relative to certain terms used in the act to provide for the uniform assessment of property, and for the collection and return of taxes thereon, approved April 6, 1869.

Mr. Allman gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of act No. 82, session laws of 1873, relative to insurance companies.

On motion of Mr. Conely,

The House took a recess until three o'clock this afternoon.

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#### AFTER RECESS.

The House was called to order by the Speaker at 3 o'clock P. M.

Roll called: quorum present.

#### SPECIAL ORDER.

The Speaker announced that the hour of 3 o'clock had arrived, which was the time fixed by resolution of the House for proceeding to name the person of their choice for Senator in Congress in place of Thomas W. Ferry, whose term of office expires on the 4th day of March next.

The House then proceeded, by a *viva voce* vote, to name a person for Senator in Congress, with the following result:

#### FOR THOMAS W. FERRY.

Mr. Allen,	Mr. Harrington,	Mr. Morrison,	Mr. Stephenson,
Allman,	Hayes,	Moshier,	Stevens,
Baldwin,	Hill,	Nixon,	Stinchcomb,

Mr. Billings,	Mr. Hopkins,	Mr. North,	Mr. Stone,
Brown,	Howland,	Parsons,	Thomson,
Chase,	Hoyt,	Palmer,	J. M. Turner,
Crandall,	Ireland,	Phelps,	S. W. Turner,
Curtiss,	Jewell,	Prindle,	Twadell,
Davis,	S. Johnson,	Reed,	Van Raalte,
Eaton,	W. W. Johnson,	Robbins,	Walkinshaw,
Edwards,	Jones,	Rork,	Welker,
Elliott,	Keeler,	A. J. Sawyer,	Willetts,
Farr,	Kelley,	J. C. Sawyer,	Winchell,
Ferguson,	Lee,	Sharts,	White,
Gibbs,	Ludlow,	Smith,	Woodworth,
Gould,	Markham,	Stafford,	Yeomans,
Hall,	Mills,	Stanchfield,	Speaker,
Hamilton,	Moore,	Steele,	71

## FOR CHARLES S. MAY.

Mr. F. A. Baker,	Mr. Dowling,	Mr. McArthur,	Mr. Ross,
N. Baker,	Fletcher,	McGinnis,	Sackrider,
Canfield,	Gies,	Martin,	Shetterly,
Clark,	Hankerd,	Miller,	Valade,
Conely,	Hawley,	Norris,	Wood,
Coon,	Little,	Norton,	23

The Speaker announced that Thomas W. Ferry had received a majority of all the votes cast in the House of Representatives for Senator in the Congress of the United States, for the term of six years from the 4th day of March next.

Mr. Kelley asked and obtained leave of absence for himself until the 19th.

Mr. Gies asked and obtained leave of absence for himself indefinitely on account of sickness in his family.

On motion of Mr. Lee,

The House adjourned.

*Lansing, Wednesday, January 17, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Cook.

Roll called: quorum present.

Absent without leave: Messrs. Abbott, Cheney, and Eaton.

Mr. Billings asked and obtained leave of absence for Mr. Abbott indefinitely.

Mr. W. W. Johnson asked and obtained leave of absence for Mr. Cheney until the 18th.

Mr. Winchell asked and obtained leave of absence for Mr. Eaton indefinitely on account of sickness.



## PRESENTATION OF PETITIONS.

No. 51. By Mr. Sharts: Petition of Parker & Burhans, E. Van Tuyl & Co., Rodgers & Stewart, and 10 other dealers in oil and 25 other citizens of Owosso and vicinity, relative to illuminating oils;

Referred to the committee on public health.

No. 52. By Mr. Sharts: Petition of L. Hopkins, J. W. Nichols, A. Wicking, C. W. Corlett and 49 others, taxable inhabitants of Owosso township, praying that the Owosso city union school district will be reduced to the limits of the city;

Referred to the committee on education.

No. 53. By Mr. Sharts: Petition of Charles Eddy, A. H. Dunham, S. Thompson, Wm. Brainard, Roe G. Van Deusan and 49 others of the township of Fairfield, Shiawassee county, praying for the establishment and opening of the State road near the line between Saginaw and Shiawassee counties;

Referred to the committee on roads and bridges.

No. 54. By J. M. Turner: Memorial of the Board of Supervisors of Ingham county, relative to the support of the poor.

On demand of Mr. Turner,

The memorial was read at length, and spread at large on the journal as follows:

By Mr. Dell:

*Resolved*, By the board of supervisors of Ingham county, that the taxes levied upon the sale of intoxicating liquors should, in the opinion of this Board, be paid into the Poor Fund for the support of the poor;

*Resolved*, That a copy of this resolution be forwarded to the members of the Legislature from this county;

*Resolved*, That our Representatives and Senator in the State Legislature be requested to use all honorable means to secure the legislation needed to carry out the above suggestion;

Which resolution was adopted by 15 yeas and 1 nay.

STATE OF MICHIGAN, }  
COUNTY OF INGHAM, } ss.

I, JOHN C. SQUIRES, Clerk of the county of Ingham, and Clerk of the Circuit Court of said county, do hereby certify that I have compared the foregoing copy of resolutions, adopted at the January session of the Board of Supervisors of said county, with the original record of said resolutions, now remaining in my office, and have found the said copy a correct transcript therefrom, and of the whole of such original record.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the seal of said Circuit Court, this 15th day of January, A. D. 1877.

[ L. S. ]

JNO. C. SQUIRES,  
*Clerk Board of Supervisors.*

The memorial was referred to the committee on the liquor traffic.

No. 55. By Mr. Farr: Petition of D. D. Ingram, D. S. Harley, W. B. Horton, and 27 other citizens of Manistee, asking for reduction in test of illuminating oils.

Referred to the committee on public health.

## REPORTS OF STANDING COMMITTEES.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 29, entitled

A bill to amend subdivision No. 17 of section No. 477 of the compiled laws of 1871, relative to supervisors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 10, entitled

A bill to define the powers of notaries in certain cases;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Little,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 45, entitled

A bill relative to names in legal proceedings;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Robbins,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 46, entitled

A bill relative to subscribing witnesses,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 43, entitled

A bill to provide for the adjudication of claims against deceased persons, etc.,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the recommendation that the same be printed informally for the use of the committee.

N. A. HAMILTON, *Chairman.*

Report accepted.

On motion of Mr. Ireland,

The bill was ordered printed.

By the committee on judiciary:

The committee on judiciary respectfully report that, in accordance with the resolution heretofore adopted by the House authorizing them to employ a clerk, they, on the 16th inst., selected Wm. Seward Gridley, of Jackson, to act as such clerk, during the pleasure of the committee, and that such clerk entered on the discharge of his duties on that date.

N. A. HAMILTON, *Chairman.*

Report accepted.

The report was laid on the table.

#### COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following:

MICHIGAN STATE BOARD OF HEALTH, }  
OFFICE OF THE SECRETARY, }  
*Lansing, January 16, 1877.* }

*To Hon. John T. Rich, Speaker of the House of Representatives:*

SIR,—I have this day placed in the hands of the Sergeant-at-Arms of the House, copies of the Fourth Annual Report of the State Board of Health, for the fiscal year ending September 30, 1876, for distribution to the officers and members of the House.

Very respectfully,

HENRY B. BAKER,

*Secretary of the State Board of Health.*

The communication was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
*Lansing, Jan. 16, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 3, entitled

A bill to authorize the appointment of a Commissioner of Mineral Statistics, and defining the duties and compensation of the same;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take imme-

mediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on mines and minerals.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, January 16, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 4, entitled

A bill to amend section 28, of chapter 172 of the Compiled Laws of 1871, being compiler's section 4837, relative to guardians and wards;

2. Senate bill No. 5, entitled

A bill to provide for the making of abstracts of lands, sold for taxes and unredeemed, by the Auditor General;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on ways and means.

#### NOTICES.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill relating to a donation for the erection of a library building for the University of Michigan, and making an appropriation for said library.

Also,

A bill relating to a building for the library of the University of Michigan, and making appropriation therefor.

Mr. Chase gave notice that on some future day he would ask leave to introduce

A bill to provide for the protection of life in theaters, concert halls, lecture rooms, and public school houses.

Mr. Nixon gave notice that on some future day he would ask leave to introduce

A bill to amend section four thousand eight hundred and thirty-four of the compiled laws of 1871, being section twenty-five, of chapter eighty-six of the revised statutes of 1846, relative to appraisers of the estate of deceased persons.

Mr. Yeomans gave notice that on some future day he would ask leave to introduce

A bill to amend sections 9, 10, 11, and 12, of chapter 49 of the compiled laws of 1871, relative to the support of poor persons by their relatives.

Mr. S. W. Turner gave notice that on some future day he would ask leave to introduce

A bill to amend section one, two, and three of an act to provide for the discharge of the duties heretofore performed by injunction masters, approved June 27, 1851, as amended by act number 20 of the session laws of 1857, being sections 5591, 5592, and 5593 of the compiled laws of 1871, and to provide for the discharge of the duties heretofore performed by circuit court commissioners as injunction masters.

Mr. F. A Baker gave notice that on some future day he would ask leave to introduce

A bill to amend section 6404 of the compiled laws of 1871, being section 8 of chapter 201, relative to proceedings against debtors by attachment.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A bill to detach the county of Barry from the seventeenth judicial circuit, and attach the same to the twentieth judicial circuit.

Mr. Stanchfield gave notice that on some future day he would ask leave to introduce

A bill to amend section 66 of an act entitled "An act to incorporate the city of Ludington," approved March 27, 1873, the same being act No. 220 of the session laws of 1873.

Mr. Palmer gave notice that on some future day he would ask leave to introduce

A bill requiring assignees of insolvent debtors to give bonds for the protection of creditors.

Mr. Steele gave notice that on some future day he would ask leave to introduce

A bill to detach township 31 north, of range 5 west, Antrim county, from the township of Central Lake, and to attach the same to the township of Jordan.

Mr. Winchell gave notice that on some future day he would ask leave to introduce

A bill appropriating a certain amount of State swamp lands to assist in defraying the expense of dredging Gun River, in the county of Allegan.

#### INTRODUCTION OF BILLS.

Mr. Smith, previous notice having been given, and leave being granted, introduced

House bill No. 47, entitled

A bill to repeal an act entitled "An act to provide for the construction of a State road in the county of Newaygo," approved March 7, 1873.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Allman, previous notice having been given and leave being granted, introduced

House bill No. 48, entitled

A bill to amend section 1, act No. 82, session laws of 1873, and to repeal chapter No. 97, compiled laws of 1871; also, act 94, session laws of 1871; relative to incorporation of insurance companies.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. North, previous notice having been given, and leave being granted, introduced

House bill No. 49, entitled,

A bill to amend sections 23 and 42 of the charter of the village of Hancock.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Edwards, previous notice having been given, and leave being granted, introduced

House bill No. 50, entitled,

A bill to amend an act entitled "An act to incorporate the city of Niles," approved Feb. 12th, 1859, and the several acts amendatory thereof.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Harrington, previous notice having been given, and leave being granted, introduced

House bill No. 51, entitled

A bill to amend section 13 and 12th subdivision of section 15 of chapter 21 of compiled laws of 1871, being compiler's Nos. 979 and 981, relative to certain terms, and in the act to provide for the uniform assessment of property, etc., approved April 6, 1869.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 52, entitled

A bill to repeal act No. 5074 of the compiled laws of 1871, being section 38 of chapter 176 relative to the hearing of chancery cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Prindle, previous notice having been given, and leave being granted, introduced

House bill No. 53, entitled

A bill to amend section 9, and add a new section to be known as section 10 of act No. 55 of the session laws of 1873, entitled "An act to amend an act entitled an act to authorize the formation of companies for the detection and apprehension of horse thieves and other felons," and defining their powers.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Allen, previous notice having been given, and leave being granted, introduced

House bill No. 54, entitled

A bill to amend sections 13, 15, 24, and 25 of chapter 211 of compiled laws of 1871, relative to summary proceedings to recover possession of lands.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Allen, previous notice having been given, and leave being granted, introduced

House bill No. 55, entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1877 and 1878.

The bill was read a first and second time by its title, and referred to the committee on Normal School.



Mr. Allen, previous notice having been given, and leave being granted, introduced

House bill No. 56, entitled

A bill making appropriations for an additional building for the State Normal School.

The bill was read a first and second time by its title, and referred to the committee on Normal School.

Mr. Welker, previous notice having been given, and leave being granted, introduced

House bill No. 57, entitled

A bill to repeal act No. 32 of the session laws of 1873, relative to aid for the University of Michigan.

The bill was read a first and second time by its title, and referred to the committee on the University.

Mr. Coon, previous notice having been given, and leave being granted, introduced

House bill No. 58, entitled

A bill to legalize the special assessments and tax rolls of the village of Northville, county of Wayne, for the years 1875 and 1876.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

#### MOTIONS AND RESOLUTIONS.

Mr. VanRaalte moved to take from the table the following resolution :

*Resolved*, That the Speaker of the House appoint a select committee of five to investigate all matters of the Land Office in relation to the duties of the Trespass agent, including all correspondence between the Trespass agent and Commissioner of Land Office, and all matters in connection with the duties of Trespass agent from his appointment to date ;

Which motion prevailed.

The question being on the adoption of the resolution,

Mr. VanRaalte offered the following substitute therefor :

*Resolved*, That it is the duty of this House to investigate all matters of the Land Office in relation to the duties of Trespass agent, including all correspondence between the Trespass agent and Commissioner of the Land Office, and all matters in connection with the duties of Trespass agent from his appointment to date, whenever any member, in writing, shall present any grounds for such investigation, or any good reasons therefor ;

Pending which,

Mr. Welker moved to amend the original resolution by prefixing thereto the following preamble :

“*Whereas*, Complaints of irregularities in the performance of the duties of trespass agent have come to the knowledge of this House, therefore ;”

The question being on agreeing to the amendment to the resolution,

Mr. Harrington demanded the previous question ;

Which demand was not seconded.

The motion to amend the original resolution then did not prevail.

The question being on the adoption of the substitute for the original resolution,

Mr. Van Raalte demanded the yeas and nays.

The demand was seconded, and the substitute was adopted, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Hall,	Mr. Mills,	Mr. Stafford,
Allman,	Hamilton,	Moore,	Stanchfield,
Baldwin,	Harrington,	Morrison,	Steele,
Billings,	Hayes,	Mosher,	Stephenson,
Brown,	Hill,	Nixon,	Stevens,
Canfield,	Howland,	North,	Stinchcomb,
Chase,	Hoyt,	Parsons,	Stone,
Clark,	Ireland,	Palmer,	J. M. Turner,
Curtiss,	S. Johnson,	Prindle,	Twadell,
Davis,	W. W. Johnson,	Reed,	Van Raalte,
Dowling,	Jones,	Robbins,	Walkinshaw,
Edwards,	Keeler,	Sackrider,	Willett,
Elliott,	Knight,	J. C. Sawyer,	White,
Farr,	Lee,	Sharts,	Woodworth,
Ferguson,	Ludlow,	Shetterly,	Yeomans,
Gould,	Markham,	Smith,	Speaker, 64

## NAYS.

Mr. F. A. Baker,	Mr. Gibbs,	Mr. Martin,	Mr. Thomson,
N. Baker,	Hankerd,	Miller,	S. W. Turner,
Conely,	Hawley,	Norris,	Valade,
Coon,	Hopkins,	Phelps,	Welker,
Crandell,	Jewell,	Rork,	Winchell,
Dillmann,	McArthur,	Ross,	Wood,
Fletcher,	McGinnis,	A. J. Sawyer,	27

The question being on the adoption of the resolution as substituted, Mr. Robbins moved to amend the same by inserting after the word "member," the words "or other responsible person;"

Which motion prevailed.

The resolution as amended was then adopted.

On motion of Mr. Little,

The House took a recess until 11:45 this A. M.

## AFTER RECESS.

The House was called to order by the Speaker, at 11:45 A. M.

Roll called: quorum present.

The House resumed the order of

## MOTIONS AND RESOLUTIONS.

Mr. Baldwin offered the following:

*Resolved*, That the committee on ways and means are hereby instructed to enquire into the expediency and expense of fitting the new building on this lot for the use of committees, and the Board of State Auditors are requested to suspend the moving of the books from the N. E. corner room of this building until after the report of the committee.

On motion of Mr. Hopkins,

The resolution was laid on the table.

Mr. Hopkins moved that a committee of two be appointed to wait upon the Senate and inform that body that the House is ready to meet them in joint convention and compare the votes cast for United States Senator;

Which motion prevailed.

The Speaker appointed as such committee Messrs. Hopkins and Little.

After a short absence the committee returned and reported that they had performed the duty assigned them, and asked to be discharged.

Report received and committee discharged.

The Sergeant-at-Arms announced the Honorable the Senate, who were conducted to seats.

#### PROCEEDINGS IN JOINT CONVENTION.

The joint convention met at 12 o'clock M., and was called to order by the Hon. Alonzo Sessions, Lieutenant Governor, and President of the Senate.

The roll of the Senate was called by the Secretary thereof, and a quorum of the Senators were present.

The roll of the House was called by the Clerk thereof, and a quorum of the members were present.

The President announced that the two Houses, composing the Legislature of Michigan, had met in joint convention on this Wednesday succeeding the second Tuesday of the session, at 12 o'clock M., in conformity with act of Congress and a law of this State, to compare the vote taken yesterday in each of the Houses separately, for Senator in the Congress of the United States for six years from the 4th day of March next, and to thereby ascertain if an election has taken place, and if so to declare the result; if otherwise, to proceed to an election.

The President then called upon the Secretary of the Senate to read so much of the journal of the Senate of yesterday as related thereto.

The Secretary of the Senate then read as follows:

IN SENATE,  
*Lansing, Tuesday, Jan. 16, 1877.* }

The President announced that the hour of three o'clock had arrived, the time fixed for naming a Senator in Congress in place of Hon. Thomas W. Ferry, whose term of office expires on the 4th day of March next.

On Motion of Mr. Andrus,

The Senate proceeded to name such Senator in Congress *viva voce*, each Senator naming the person of his choice, with the following result:

#### FOR THOMAS W. FERRY.

Mr. Andrus,	Mr. Wm. Cook,	Mr. Morse,	Mr. Rankin,
Baxter,	Edsell,	Nelson,	Read,
Breitung,	Freeman,	Newcomb,	Taylor,
Burch,	Jenney,	Osborn,	Waterbury,
Chamberlain,	McElroy,	Packard,	Williams,
D. R. Cook,	Morgan,	Perrin,	

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#### FOR CHARLES S. MAY,

Mr. Adair,	Mr. Hinchman,	Mr. Redfield,	Mr. Tyler,
Burleigh,	Markey,	Shoemaker,	Wilcox,
Foote,			

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The Hon. Thomas W. Ferry received a majority of all the votes cast for the office of Senator in the Congress of the United States.

The Speaker of the House then called upon the Clerk of the House to read so much of the journal of the House for yesterday as relates thereto.

The Clerk then read as follows :

HOUSE OF REPRESENTATIVES, }  
Lansing, Tuesday, Jan. 16, 1877. }

The Speaker announced that the hour of 3 o'clock had arrived, which was the time fixed by resolution of the House for proceeding to name the person of their choice for Senator in Congress in place of Thomas W. Ferry, whose term of office expires on the 4th day of March next.

The House then proceeded, by a *viva voce* vote, to name a person for Senator in Congress, with the following result :

FOR THOMAS W. FERRY.

Mr. Allen,	Mr. Harrington,	Mr. Morrison,	Mr. Stephenson,
Allman,	Hayes,	Mosher,	Stevens,
Baldwin,	Hill,	Nixon,	Stinchcomb,
Billings,	Hopkins,	North,	Stone,
Brown,	Howland,	Parsons,	Thomson,
Chase,	Hoyt,	Palmer,	J. M. Turner,
Crandell,	Ireland,	Phelps,	S. W. Turner,
Curtiss,	Jewell,	Prindle,	Twadell,
Davis,	S. Johnson,	Reed,	Van Raalte,
Eaton,	W. W. Johnson,	Robbins,	Walkinshaw,
Edwards,	Jones,	Rork,	Welker,
Elliott,	Keeler,	A. J. Sawyer,	Willetts,
Farr,	Kelley,	J. C. Sawyer,	Winchell,
Ferguson,	Lee,	Sharts,	White,
Gibbs,	Ludlow,	Smith,	Woodworth,
Gould,	Markham,	Stafford,	Yeomans,
Hall,	Mills,	Stanchfield,	Speaker,
Hamilton,	Moore,	Steele,	71

FOR CHARLES S. MAY.

Mr. F. A. Baker,	Mr. Dowling,	Mr. McArthur,	Mr. Ross,
N. Baker,	Fletcher,	McGinnis,	Sackrider,
Canfield,	Gies,	Martin,	Shetterly,
Clark,	Hankerd,	Miller,	Valade,
Conely,	Hawley,	Norris,	Wood,
Coon,	Little,	Norton,	23.

The Speaker then announced that Thomas W. Ferry had received a majority of all the votes cast in the House of Representatives for Senator in the Congress of the United States, for the term of six years from the 4th day of March next.

Whereupon the President announced that Thomas W. Ferry, having received a majority of all the votes cast, in each of the two Houses of the Legislature (a quorum being present and voting in each), he was thereby duly elected Senator from the State of Michigan in the Congress of the United States of America for the term of six years from the 4th day of March next.

On motion of Senator Waterbury,  
The joint convention then adjourned.

JAMES H. STONE,  
*Secretary of the Senate,*  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives,*  
*and Secretaries of the Joint Convention.*

The Senators having retired, the House was called to order by the Speaker.  
Roll called: quorum present.

The Speaker announced that the House had met the Senate in joint convention to compare the votes cast in the two Houses for Senator in the United States Congress for the term of six years, commencing on the 4th of March next; and that Thomas W. Ferry, having received a majority of all the votes cast in each of the two Houses of the Legislature, was thereby duly elected such Senator.

On motion of Mr. Stanchfield,  
The House took a recess until two o'clock this afternoon.

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#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.  
Roll called: quorum present.  
The House resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Smith offered the following:

*Resolved*, That the following be and is hereby adopted as a rule of this House:

**RULE 70.** Any standing committee when about to consider a bill or resolution referred to them, shall notify the member who introduced such bill or resolution, giving him an opportunity to appear before such committee to explain the same.

On motion of Mr. Hamilton,

The resolution was referred to the committee on rules and joint rules.

Mr. Martin offered the following:

*Whereas*, David J. Evans, Trespass Agent, has neglected and refused to report his doings in relation to said office to the Commissioner of the Land Office, that is to say, that in accordance with instructions issued from said Land Office in the following words, to-wit: "And it shall be the duty of the said David J. Evans to ascertain and make estimates of all trespasses committed upon any such lands in said counties, and report the same to this office, together with the names and residences of every person purchasing or acquiring possession of any property cut or claimed from any such lands," etc., all of which the said Evans has neglected and refused to report, in accordance with said instructions;

*And whereas*, In view of such neglect and disregard of instructions as afore-said, the Commissioner of the Land Office demanded of the said Trespass Agent all books, papers, reports, and all documentary evidence, testimony, and all doings in relation to his official acts as trespass agent, all of which the said Evans refuses and declines to do;

*And whereas,* There are good reasons to believe that the charges and expenses collected and received by the said Trespass Agent from the State Treasurer for duties alleged to have been performed appeared to be exorbitant and in excess of lawful allowances;

*And whereas,* Many of the awards and settlements made by the said Trespass Agent are, in the opinion of many, not just and true, and are detrimental to the interests of the people of the State of Michigan; be it therefore

*Resolved,* That the Speaker of the House appoint a select committee of five, whose duty it shall be to investigate all matters in connection with the duties of said Trespass Agent, during his appointment to said office. Also, that the committee have power to send for persons and papers, and that they are hereby empowered to administer oaths.

The question being on the adoption of the resolution,

Mr. Norris demanded the yeas and nays.

The demand was seconded, and pending the taking of the vote on the adoption of the resolution,

Mr. Van Raalte moved that the consideration of the resolution be made the special order for to-morrow at half-past two o'clock P. M.

Mr. Norris demanded the yeas and nays.

The demand was seconded, and the motion to make the resolution a special order prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Allen,	Mr. Gibbs,	Mr. Moore,	Mr. Stephenson,
Allman,	Gould,	Morrison,	Stevens,
Baldwin,	Hall,	Mosher,	Stinchcomb,
Billings,	Hamilton,	Nixon,	Stone,
Brown,	Harrington,	North,	Thomson,
Canfield,	Howland,	Parsons,	S. W. Turner,
Chase,	Jewell,	Palmer,	Twadell,
Clark,	S. Johnson,	Prindle,	Van Raalte,
Crandell,	W. W. Johnson,	Reed,	Walkinshaw,
Curtiss,	Jones,	Robbins,	Willett,
Davis,	Keeler,	J. C. Sawyer,	Winchell,
Dowling,	Knight,	Sharts,	White,
Edwards,	Lee,	Smith,	Woodworth,
Elliott,	Ludlow,	Stafford,	Yeomans,
Farr,	Markham,	Steele,	Speaker,
Ferguson,			

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#### NAYS.

Mr. F. A. Baker,	Mr. Hanker,	Mr. Martiu,	Mr. Shetterly,
N. Baker,	Hawley,	Miller,	J. M. Turner,
Conely,	Hill,	Norris,	Valade,
Coon,	Ireland,	Rork,	Welker,
Dillmann,	Little,	Ross,	Wood,
Fletcher,	McGinnis,	Sackrider,	

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Mr. Sharts offered the following:

*Resolved,* That the chief Clerk be, and hereby is, authorized to bargain with the printer for the State for, and procure, five hundred (500) additional daily Legislative Journals, for the use of the members of this House.



On motion of Mr. Hill,

The resolution was referred to the committee on printing.

Mr. Twadell offered the following:

*Whereas*, Mistakes have been made in the report of the committee on ways and means, in relation to the number of miles traveled, in coming to and going from Lansing, by members of this House; therefore,

*Resolved*, That the committee on ways and means be requested and instructed by this House to correct all mistakes in said report;

Which was adopted.

Mr. Baldwin moved to take from the table the resolution offered by himself this forenoon, instructing the committee on ways and means to ascertain whether it would not be more feasible to fit up the building recently moved to this lot, for committee rooms, than to vacate the rooms formerly occupied by the legislative postoffice;

Which motion prevailed.

The question being on the adoption of the resolution,

The same was not adopted.

Mr. Mosher offered the following:

*Resolved*, That the Secretary of State be permitted to use the room (on this floor) in the northwest corner of this House for the purpose of storing books;

Which was not adopted.

Mr. Thompson asked and obtained leave of absence for himself until the 19th.

#### UNFINISHED BUSINESS.

The question being on the adoption of the following:

*Resolved* (the Senate concurring), That a committee of two, with a like committee from the Senate, be appointed to invite Prof. R. C. Kedzie to deliver a lecture in this hall, at his earliest convenience, on illuminating oils,

The same was adopted.

The question being on the adoption of the following:

*Resolved* (the Senate concurring), That in all bills amending any existing laws by the insertion or addition of any matter to any section or sections, the new matter inserted or added shall be printed in the bill in italics, and all matter stricken out in any existing section or sections shall be indicated by brackets [ ]; and it shall be the duty of the person introducing such bill, and also of the committee reporting the same, to see that such amendments are so indicated in the draft of such bills that they may be printed in compliance with the provisions of this resolution.

Mr. Robbins offered the following substitute therefor:

*Resolved* (the Senate concurring), That in all bills amending any existing laws by the insertion or addition of any matter to any section or sections, the new matter inserted or added shall be printed in the bill within brackets [ ]; and whenever matter is stricken out in any existing section or sections, the same shall be indicated by stars \*\*; and it shall be the duty of the person introducing such bill, and also of the committee reporting the same, to see that such amendments are so indicated in the draft of such bills, that they may be printed in compliance with the provisions of this resolution.

Pending which,

On motion of Mr. McGinnis,

The resolution was referred to the committee on printing.

The question being on the adoption of the following resolution:

*Resolved* (the Senate concurring), That the Postmaster of the House and Senate be and is hereby authorized to appoint an assistant, at a compensation of two dollars per day,

On motion of Mr. Van Raalte,

The resolution was laid on the table.

By unanimous consent the Speaker announced the following:

MESSAGES FROM THE SENATE.

SENATE CHAMBER,  
Lansing, January 16, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following concurrent resolution:

*Resolved* (the Senate concurring), That the compiler of the Manual be further instructed to make a copious index to the same;

In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

Also the following:

SENATE CHAMBER,  
Lansing, January 17, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following preamble and concurrent resolution:

*Whereas*, A defalcation, extending over a long period of years, and embracing quite a large sum of money, has been discovered in the management of the chemical laboratory of the State University;

*And whereas*, The Regents of the University in their "statement of certain needs of the University of Michigan," which they have published and placed in the hands of the members of the Legislature, have invited, and generously offered every facility for the most thorough and exhaustive investigation, either of the defalcation itself, or their mode of treating it; therefore,

*Resolved* (the Senate concurring), That the committees on the University of the Senate and House of Representatives, be and they are hereby instructed, jointly, to make a thorough and exhaustive investigation of said defalcation and of any and every subject-matter connected therewith, which in their judgment may require investigation, to the end that said committees may report to their respective Houses whether any, and if so what legislation is needed, and that said committee sit with open doors.

*Resolved*, That said Committees have leave to sit during the sessions of the Senate and House of Representatives, and be empowered to administer oaths, compel the attendance of persons and the production of papers, and to employ a stenographer to take and transcribe the testimony at a compensation not exceeding ten cents per folio.

In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

By unanimous consent, the House took up the order of

## NOTICES.

Mr. Edwards gave notice that on some future day he would ask leave to introduce

A bill to amend sections 9, 10 and 23 of chapter 150 of the compiled laws of 1871, being compiler's sections 4211, 4212 and 4225, said chapter being entitled "alienation by deed and the proof and recording of conveyances and the canceling of mortgages."

Mr. Ferguson gave notice that on some future day he would ask leave to introduce

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon, and to repeal act 169 of the session laws of 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill providing for the polling of jurors in civil and criminal cases.

By unanimous consent, the following reports of standing committees were made:

By the committee on private corporations:

The committee on private corporations, to whom was referred

House bill No. 35, entitled

A bill to incorporate the Grand Lodge and subordinate lodges of Knights of Pythias of the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, in which they ask the concurrence of the House, and recommend that the amended bill do pass, and ask to be discharged from the further consideration of the subject.

C. F. HARRINGTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Harrington,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, who were instructed by resolution of this House to correct all mistakes in their report of the number of miles traveled by each member of this House in coming to and going from Lansing,

Respectfully report that they have had the same under consideration, and have directed me to report that the number of miles' travel credited to Mr. Twadell should be 150, and the number of miles' travel credited to Mr. Curtis should be 1,284, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion Mr. Twadell,

The House concurred in the recommendation of the committee.

On motion of Mr. Howland,

The House adjourned.

*Lansing, Thursday, January 18, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Representative Johnson.

Roll called: quorum present.

Absent without leave: Messrs. Cheney and Sharts.

Mr. Howland asked and obtained leave of absence for Mr. White until the 22d.

#### PRESENTATION OF PETITIONS.

No. 56. By Mr. Smith: Petition of W. P. Davis, D. P. Glazier, and 138 others, relative to kerosene oils;

Referred to the committee on public health.

No. 57. By Mr. Sackrider: Petition of David V. Bell, and 60 others of the township of Chaplin, Saginaw county, for the re-establishment of a portion of the State road running from Maple river to Flint river;

Referred to the committee on roads and bridges.

#### REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 47, entitled

A bill to repeal an act entitled an act to provide for the construction of a State road in the county of Newaygo, approved March 7, A. D. 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

R. REED, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 8, entitled

A bill to prohibit any person from obstructing the regular operation and conduct of the business of railroad companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

H. H. HOYT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation :

The committee on local taxation, to whom was referred

House bill No. 25, entitled

A bill to legalize the tax roll of the township of Duplain, in the county of Clinton, for the year 1876,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. S. TURCK, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means :

The committee on ways and means, to whom was referred

Senate bill No. 3, entitled

A bill to authorize the appointment of a Commissioner of Mineral Statistics, and defining the duties and compensation of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on ways and means :

The committee on ways and means, to whom was referred

House bill No. 32, entitled

A bill to amend an act entitled "An act limiting the right of the Auditor General to cancel the taxes on non-resident lands returned as delinquent for non-payment of taxes in certain cases," being section 1 of act No. 181 of session laws of 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The bill was laid on the table.

By the committee on judiciary :

The committee on judiciary, to whom was referred

House bill No. 54, entitled

A bill to amend sections 13, 15, 24 and 25 of chapter 211, compiled laws of 1871, relative to summary proceedings to recover possession of lands,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Mosher,

The bill was laid on the table.

By a majority of the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 19, entitled

A bill to provide for the employment of council by private parties upon the trial of criminal causes,

Respectfully report that they have had the same under consideration, and a majority of them have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 52, entitled

A bill to repeal section 5074 of the compiled laws of 1871, being section 30 of chapter 176, relative to the hearing of chancery cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 4, entitled

A bill to amend section 28, of chapter 172 of the compiled laws of 1871, relative to guardians and wards,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 53, entitled

A bill to amend section 9, and add a new section thereto to be known as section 10 of act No. 55 of the session laws of 1873, entitled "An act to amend an act entitled 'An act to authorize the formation of companies for the detection and apprehension of horse thieves and other felons, and defining their powers,'"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment,



and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Mosher,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 7, entitled

A bill relative to the organization of meetings of the Legislature,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was re-committed

House bill No. 33, entitled

A bill to change the names of certain persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 1, entitled

A bill to authorize the village of Lexington to issue its bonds to pay the indebtedness of said village,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with an amendment, and recommend that the bill do pass, as amended, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The House concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on state affairs, to whom was referred

House bill No. 9, entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Wayne,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, and recommend that the bill, so amended, do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Billings,

The House concurred in the amendments made to the bill by the committee.

Mr. McGinnis moved that the rules be suspended and that the bill be put upon its immediate passage;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 5, entitled,

A bill to make sections twenty-seven, twenty-eight, twenty-nine, thirty-two, thirty-three and thirty-four, of township seven north, of range eleven west, being the township of Grand Rapids, Kent county, a special police district,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill be referred to the judiciary committee, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The recommendation of the committee was concurred in.

The bill was then referred to the committee on judiciary.

By the committee on the Insane Asylums:

The committee on the Insane Asylums, to whom was referred the memorial of the board of supervisors of Ionia county, would respectfully report that they have had the same under consideration, and have directed me to report that there is sufficient evidence before the committee to warrant a thorough investigation of the manner of purchasing and disbursing of clothing and supplies, and would recommend that an investigation be authorized, and ask to be discharged from the further consideration of the same.

E. V. CHASE, *Chairman.*

Report accepted and committee discharged.

Mr. A. J. Sawyer moved to amend the recommendation of the committee by adding thereto the following: "And that the committee on Insane Asylums be authorized to make such investigation."

Which motion prevailed.

On motion of Mr. A. J. Sawyer,

The recommendation of the committee as amended was then concurred in.

By the committee on railroads:

The committee on railroads respectfully report, that in accordance with the resolution heretofore adopted by the House authorizing them to employ a clerk, they, on the 17th inst., selected Eugene B. Wood, of Lansing, Ingham county,

to act as such clerk, and that such clerk entered on the discharge of his duties on that date.

H. H. HOYT, *Chairman.*

Report accepted and laid on the table.

MESSAGES FROM THE GOVERNOR.

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
LANSING, January 1st, 1877. }

*To the Senate and House of Representatives:*

In compliance with the Constitution I transmit herewith information of each case of pardon or commutation granted during the years 1875 and 1876, with the reasons therefor:

1. David Thurston. Convicted in Genesee Circuit, in March, 1859, of an attempt to poison his wife, and sentenced to the State Prison twenty-five years. Pardoned February 6th, 1875, on account of his long confinement and uniform good conduct while in prison. He had charge of the prison hospital for twelve years, and was an old worn out man.

2. Frank Stone. Pardoned February 18, 1875, on statement of the agent and physician of the prison that he could live only a short time longer in confinement. He was sentenced from Ottawa Circuit in May 1873, five years for burglary.

3. James Agen. Pardoned March 11, 1875, on statement of prison authorities that he could live a few days only. He died on the 17th March, 1875. Investigation of this case convinced me I ought to have released him before on the ground of his innocence of the crime of which he was convicted. Agen was sentenced December 30, 1870, from Recorder's Court, Detroit, for life for rape.

4. Geo. H. Robinson. Pardoned March 11th, 1875, for same reason as No. 3. Sent from Recorder's Court in May, 1871, for five years. Crime, robbery.

5. Adolph Peterson was pardoned April 2d, 1875, because, on investigation, I became satisfied of his innocence. He was sentenced in November, 1873, to the prison for three years for larceny.

6. John D. Leonard. Pardoned April 2, 1875, on account of his good conduct while in confinement and the near expiration of his sentence. He was convicted in Recorder's Court Detroit, March 29th, 1871, of breaking and entering a factory in the night time with intent to commit larceny, and sentenced to the prison for five years.

7. Dennis Donovan. Pardoned April 19, 1875, on petition signed by the judge who sentenced him, and other prominent citizens of Detroit. Pardon was granted on condition that he forever abstain from the use of intoxicating liquors. He was convicted in the Recorder's Court, Detroit, July 26th, 1872, of robbery, and sentenced for seven years.

8. George E. Miller was pardoned April 24, 1875, upon the petition of the judge who sentenced, the prosecuting attorney, and other prominent citizens of the county, who expressed grave doubts of his guilt. He was convicted in St. Clair Circuit, February, 1870, of the charge of carnally knowing and abusing a young female child, and sentenced for twenty years.

9. James Reid. Pardoned May 27, 1875, because he was very low with consumption and could not live long. Since dead. He was sentenced from Ingham Circuit, February 11, 1874, three years for burglary.

10. Charles Smith was sentenced from Macomb Circuit, in April, 1860, for life for burglary with intent to kill. Pardoned July 3, 1875, on the earnest recommendation of the judge who sentenced, and prosecuting attorney. Officers of the prison earnestly solicited it. He was an old man, and his conduct while in prison had been unexceptionally good. The judge said if the law at the time of the trial had been as it now is he would not have sentenced him for life. Pardon was made conditional that he forever abstain from the use of intoxicating liquors.

11. Edward Hutchinson. Pardoned July 14, 1875, because he was very low with consumption, the prison physician stating that if he remained till his time was out he would not be able to be removed. Time would have expired in less than a month. Hutchinson was sentenced from Barry Circuit, in August, 1872, to four years for burglary and larceny. Has since died.

12. George Chase. Pardoned July 14, 1875, because the prison physician stated that he was very low with consumption, and could not possibly live his time out. His parents took him to their home in Pennsylvania, where he has since died. He was sent from Saginaw Circuit in November, 1873, for two and a half years for larceny.

13. Charles Wells. Pardoned August 14th, 1875, at the urgent request of the officers of the prison. He had been a very serviceable man in prison and had but a few days to remain. Sent from Kalamazoo Circuit, March 8th, 1873, for three years for forgery.

14. Chester Waldron. Pardoned August 17th, 1875, on the statement of the prison physician that he was very low and could live but a few days. Since dead. Sent from Lenawee Circuit, in November, 1872, for five years for rape.

15. Harvey Clemmons. Pardoned at the same date as No. 14, and for the same reason. Sentenced to four years, from Oakland Circuit, December 29th, 1874, for larceny. Has since died.

16. Jacob Nestor alias George Lawrence, Pardoned August 30th, 1875, on recommendation of Philo Parsons, L. P. Knight and others, and on account of his good record as a soldier, his good behavior while in prison, and assurances that his friends in Indiana would take him home and make a good citizen of him. Conditioned that he forever abstain from the use of intoxicating liquors, and that he go at once to his brother's home in Indiana and does not return to this State. He was sent from the Recorder's Court, Detroit, in March, 1867, for a period of thirteen years, for burglary and larceny.

17. Berkley G. Bigler. Pardoned September 30th, 1875, on application of the warden and prison physician, who stated that since his confinement he had received a permanent injury, from effects of which he would probably not recover. He was convicted in the Oakland Circuit, December 9th, 1872, of arson, and sentenced for seven years.

18. Wm. J. McColgan. Pardoned October 30th, 1875, on statement of the warden and physician of the prison. that he was very low and could live but a short time. Since dead. Convicted in Branch Circuit November 22, 1873, of assault with intent to commit rape, and sentenced for four years.

19. Albert Jenzen. Pardoned November 6th, 1875, on the statement of the warden and physician that he would live but a short time. Sentenced from Mecosta Circuit, October 11, 1875, two and a half years, for larceny. He has since died.

20. Henry Jacobs. Pardoned November 18, 1875, on report of warden and physician, that he would live a few days only. Since dead. He was convicted

in Saginaw Circuit, January 9, 1875, of larceny from the person, and sentenced for two years.

21. George Whittingham. Pardoned December 10, 1875, on statement of prison authorities that he was in such poor health that he would live but a little while. Conditioned that he forever abstain from the use of intoxicating liquors. Convicted in Marquette Circuit, August 15, 1873, of burglary and sentenced for five years.

22. Andrus Keator. Pardoned December 15, 1875, because he would probably live but a few days. Died before he could be moved from the prison. Convicted in Ingham Circuit, May 14th, 1875, of perjury and sentenced for seven years.

23. Joseph Rabideaux. Pardoned Dec. 25, 1875, on petition of sheriff Cicotte and others; long sentence, good conduct, and statement of the judge who sentenced him, that he had become convinced that the crime was manslaughter rather than murder. Conditioned that he forever abstain from the use of intoxicating liquors. He was convicted in Wayne Circuit, January, 1851, of murder, and received a life sentence.

24. Daniel McLean. Pardoned January 11, 1876, on statement of prison physician that he was very ill with consumption, and would probably live only a short time. Convicted in Saginaw Circuit, June 13, 1873, of robbery, and sentenced for 5 years.

25. Ibertson B. Proctor. Pardoned January 12, 1876, on the application of the judge who sentenced, prosecuting attorney, and other prominent citizens of Berrien county, because I become satisfied that he was used as the tool of others. He made full and complete restitution of the property. Proctor was convicted in the Berrien Circuit, June 17, 1874, of forgery, and sentenced for four and one-half years.

26. Thomas Riley. Pardoned January 28, 1876, on recommendation of the warden, and because he was very low with consumption. He was convicted in April, 1872, in Midland Circuit, of the crime of rape, and received a sentence of fifteen years.

27. Alanson White. Pardoned February 1, 1876, on the petition of circuit judge, prosecuting attorney, sheriff, and entire jury, and of J. A. Sweezy, N. Bailey, D. R. Cook, A. J. Bowne, H. A. Goodyear, N. S. Goodyear, and others, and near expiration of sentence. Condition—that he forever abstain from the use of intoxicating liquors. He was convicted in Barry Circuit, in 1871, of manslaughter, and sentenced for seven years.

28. Wilford Patrickson. Pardoned February 14th, 1876, on petition of all the county officers of VanBuren county, Judge Hawes, and recommendation of Judge Tennent, who sentenced him, who stated that he became satisfied the boy pled guilty to the crime of burglary when in fact it was simply larceny. Sentenced from Van Buren Circuit, in October, 1875, for five years, for burglary. Pardon was made on condition that he forever abstain from the use of intoxicating liquors.

29. Edwin C. Paine. Pardoned March 6th, 1876, on application of judge and prosecuting attorney, who say that facts have, since the trial, come to their knowledge which convince them that he was not a principal in the crime, but led into it, and that the sentence was too severe. Made conditional that he forever abstain from the use of intoxicating liquors. Sentenced from Genesee Circuit, December 9th, 1873, for four years, for larceny.

30. Henry Sparks. Pardoned April 15th, 1876, on application of Geo. H.

Durand, James L. Curry, and others, and statement of Judge Turner, who sentenced him, and of Sumner Howard, who was prosecuting attorney at the time, that they had become convinced that there are very grave doubts of his guilt. Other prominent citizens acquainted with the facts assure me that they are convinced of his innocence. Conditional that he forever abstain from the use of intoxicating liquors. Sparks was convicted of robbery and sentenced from Genesee Circuit, in November, 1867, for fifteen years.

31. George LaFayette. Pardoned May 20th, 1876. Recommended by prison officers, Lester A. Tabor, and other citizens. From my own investigation I became convinced that there are grave doubts of his guilt. Convicted in VanBuren Circuit, of rape, and sentenced for four years. Pardoned on condition that he forever abstain from the use of intoxicating liquors.

32. Frederick Runge. Pardoned May 26th, 1876. He is a young man; this was his first offense, and there seemed to be an opportunity to make him a good citizen. Conditioned that he forever abstain from the use of intoxicating liquors. He was sentenced from Recorder's Court, Detroit, February 3d, 1874, for breaking and entering a store in the night-time, with intent to commit larceny, for three years.

33. William Knight. Pardoned May 31st, 1876, on statement of prison authorities that he had the consumption, and would live a few days only. Convicted of burglary and larceny, and sentenced by Recorder of city of Detroit, September 19th, 1874, for ten years.

34. Thomas Flynton. Pardoned June 20th, 1876, on the earnest recommendation of the judge who sentenced, who states that he is fully satisfied from what he has learned since the trial, that the man was entirely innocent, but was induced to plead guilty. The complaining witness has since made a statement that her testimony on the trial was false, and that she was persuaded by her mother to swear falsely. Sentenced in January, 1869, by Wayne Circuit Court, to twelve years for manslaughter.

35. John Shorey. Pardoned July 4th, 1876, on petition of judge who sentenced him, prosecuting attorney, sheriff, jury, and many other prominent citizens of Washtenaw county. Conditioned that he forever abstain from the use of intoxicating liquors. He was convicted in Washtenaw county, of murder in the second degree, and sentenced for twenty years from January 24th, 1867.

36. John Bylesma. Pardoned September 13, 1876, because he had the quick consumption and could live but a few days—since dead. Convicted in Ingham Circuit, of burglary, October 29th, 1872, and sentenced for five years.

37. Albert B. Long. Pardoned November 16th, 1876, on the recommendation of the judge, prosecuting attorney, Judge Withey, Amos Rathbone, T. D. Gilbert, N. L. Avery, and many other good citizens of Kent county. It was his first offense,—committed while intoxicated. Conditional that he forever abstain from the use of intoxicating liquors. Long was convicted in Kent Circuit, October 12th, 1875, of forgery, and sentenced for two and one-half years.

38. Peter Demoret was pardoned November 30th, 1876, at the request of the judge of the Recorder's Court, prosecuting attorney, Mayor Lewis, Alexander Chapaton, Geo. Kirby, Jerome Croul, and many others. The judge expressed doubt of any guilt constituting the crime. He was convicted in Recorder's Court, Detroit, of manslaughter, and sentenced December 4, 1875, for two years. The pardon was granted on the condition that he forever abstain from the use of intoxicating liquors.

39. George M. Hurst was pardoned December 12th, 1876, on the same con-



dition as No. 38. In this case there was very great doubt of his guilt, indeed. He had never been arrested or suspected of crime before—had a very large and very poor family. The pardon was requested by the judge who sentenced, and by many other good citizens, Newton Forster, Franklin Wells, R. Barnard, O. H. Barny, J. H. Colam and others. Jury stood six to six for a long time. He was convicted September 1, 1876, in Van Buren Circuit, and sentenced to nine months for larceny.

40. Charles Morse. Pardoned December 20th, 1876, on the application of the prosecuting attorney, jury, and very many of the citizens of Ottawa county, and on the personal and earnest solicitation of the judge who sentenced him. Conditioned that he forever abstain from the use of intoxicating liquors. He was convicted of robbery and sentenced from Ottawa Circuit, December 1, 1871, for twenty years.

41. Moses Talbot. Pardoned December 29th, 1876. Sent from Berrien county, November 30th, 1867, for fifteen years—crime, murder in second degree. Conditioned that he forever abstain from the use of intoxicating liquor, and that he go at once to his father's house. Granted at the request of Judge Coolidge, John Morris, V. P. Collier, W. S. Wilcox, Levi Sparks, and many others. Grave doubts exist in my own mind as to whether he was guilty of any degree of murder.

42. Gustave Christ. Pardoned December 30th, 1876—conditioned that he forever abstain from the use of intoxicating liquors, beer and wine—at the earnest request of Judge Withey, Judge Hoyt, Judge Holmes, Amos Rathbone, A. B. Turner, John W. Champlin, I. E. Messmore, Wm. T. Powers, John C. Fitzgerald, T. J. O'Brien, W. D. Roberts, J. H. Standish, Julius Houseman, C. C. Comstock, W. S. Gunn, S. S. Bailey, Isaac Haynes, James Blair, E. S. Pierce, J. W. Stone, P. R. L. Peirce, M. V. Aldrich, L. H. Randall, A. B. Watson, E. G. D. Holden, Eben Smith, M. S. Crosby, C. W. Watkins, and other prominent citizens of Kent county. Many of them express their belief in his entire innocence, and all others that there are very great doubts of his guilt. Eleven of the jury join in the request for his pardon. He was sentenced January 14, 1876, from Kent Circuit, to four years for murder in the second degree. One of the principal witnesses for the prosecution is now serving a sentence in the State Prison for perjury.

The foregoing named were pardoned from the State Prison.

The following were sentenced to confinement in the Detroit House of Correction:

1. Otto Schornberg. Pardoned January 17th, 1875, on application of the magistrate who sentenced him, who asked his pardon on the ground of the destitute condition of his family. It was his first offense. Convicted in justice court, Wayne county, December 4th, 1874, of petty larceny, and sentenced for ninety days.

2. Edgar Heath. Pardoned April 21, 1875, because he was of unsound mind, and not responsible for his acts. He was sentenced from justice court, Macomb county, February 18, 1875, one year for petty larceny.

3. George H. Grenville was sentenced by a justice of the peace of Adrian for one year, on default of finding sureties for the peace, January 16th, 1875, and pardoned April 23d, 1875, on condition that he forever abstain from the use of intoxicating liquors. His only offense was that of getting drunk. He had been a good soldier. His release was asked by the magistrate who sentenced him, and other good citizens of Adrian.

4. John Carson. Convicted January 25th, 1875, of being a vagrant and disorderly person, and sentenced by a justice of the peace of Marquette county, for a term of six months. I pardoned him May 25th, 1875, because he gave evidence of his intention to reform, and his brother promised to take him to his own home and keep him in employment, and endeavor to make a man of him. His time was nearly out.

5. Mary Fifield was pardoned on the application of Mrs. Ransom Gardner, and other citizens of Kalamazoo, and because a good home had been found for her. She was a young girl, and her time was nearly out. She was convicted in the Kalamazoo Circuit, September 29th, 1874, of bigamy, and sentenced for one year. Pardoned June 14th, 1875.

6. James Quigg. Pardoned August 12th, 1875, because of the petition of the magistrate, prosecutor, jury, and others. It was his first offense. Sentenced by justice of the peace of Wayne county, to sixty days, for assault, July 7th, 1875.

7. Kitty Murry. Pardoned September 11th, 1875, because of the condition of her family and that of her aged mother. She was sent from the police court, Detroit, July 20th, 1875, for five months, for disorderly conduct.

8. James Kelly was sentenced September 5th, 1875, for assault and battery, by B. F. Taylor, justice of the peace of Owosso, for ninety days, in default of \$50 fine. He was pardoned November 1st, 1875, on account of the destitute condition of his family,—his father was killed by the cars the day before. His release was asked by the justice, prosecuting attorney, and many other good citizens familiar with the facts. Pardon was made conditional that he forever abstain from the use of intoxicating liquors.

9. Gustave Kuster. Pardoned November 15th, 1875, on petition of magistrate who sentenced, and complaining witness. First offense. Convicted in justice court, Wyandotte, October 26th, 1875, of assault and battery, and sentenced for ninety days.

10. William Broughton. Pardoned November 20th, 1875, on application of Amos Rathbone, M. V. Aldrich, many other citizens of Grand Rapids, and the complaining witness. Convicted in police court, Grand Rapids, September 27th, 1875, of assault and battery, and sentenced for ninety days.

11. Charles Sutliff. Pardoned February 4, 1876, on petition of committing magistrate, prosecuting attorney, H. H. Ingersoll, A. J. Wixom, H. P. Cobb and others. Sutliff has a wife and three children dependent upon him. He was never under arrest before, and better be at home, at work for his family. Sentenced by justice of the peace, G. Yerkes, to ninety days, from December 31, 1875, for assault.

12. Charles Baylus. Pardoned April 5, 1876, on application of the prosecuting attorney, J. K. Boies, Jno. M. Osborn, and others. His offense was stealing nine boiled eggs, which he did while drunk. Made on condition that he forever abstain from the use of intoxicating liquors. He was convicted of larceny and sentenced by a justice of the peace of Adrian for ninety days, in default of fine.

13. Pitt Drake. Pardoned March 25, 1876. He committed the offense while drunk—is not a bad man. His sister took him to her home, out of the State, with the hope of being able to make him a good sober citizen. His release was asked for by the police justice, prosecuting attorney, C. K. Backus, and others. Sentenced by police justice of Detroit, for sixty days, for larceny, in default of fine.

14. John Ryan. Pardoned July 14, 1876, on petition of A. Krolick, and officers of the House of Correction. He was young, nineteen years of age, in ill-health, had only a month to stay, seemed very penitent, and I thought I would see what effect a pardon would have—hoping it might make him a better man. Convicted in Recorder's Court, Detroit, of larceny, and sentenced September 21, 1875, for one year.

15. Henry Smith. Pardoned August 1, 1876, on application of the magistrate before whom he was tried, prosecuting attorney, and complaining witness. It was his first offense. Conditioned that he forever abstain from the use of intoxicating liquors. Convicted of assault and battery, and sentenced by a justice of the peace of St. Clair county, June 15, 1876, for ninety days.

16. Theodore Cicott. Pardoned August 21st, 1876, on the petition of Alexander Chapoton and others. It was his first offense, and I hoped to help him keep his good resolutions. Conditioned that he forever abstain from the use of intoxicating liquors. Sent from police court, Detroit, for assault and battery, for ninety days from July 14th, 1876.

17. Joel Harmon. Pardoned September 14th, 1876. This was his first offense, to which he pled guilty. Pardon asked for by the judge, prosecuting attorney, G. W. Lawton, J. J. Woodman, K. W. Noyes, G. W. Longwell, and others; was a young man, not twenty-one, and the petitioners state was undoubtedly led into the crime by a more hardened offender. Convicted in Van Buren Circuit, November 2d, 1875, of larceny, and sentenced for one year.

I also commuted Margaret Robinson (alias Margaret McCarthy), convicted in Bay circuit, of murder in the second degree, and sentenced November 25, 1876, to the State Prison for 15 years, December 9, 1876, to imprisonment in Detroit House of Correction, for the term of 15 years from November, 1876.

JOHN J. BAGLEY.

The message was laid on the table.

#### MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, January 17, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to respectfully request the House to return to the Senate,

Senate bill No. 5, entitled

A bill to provide for the making of abstracts of lands, sold for taxes, and unredeemed, by the Auditor General.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

On motion of Mr. Van Raalte,

The request was granted.

Mr. Van Raalte moved to discharge the committee on ways and means from the further consideration of the bill;

Which motion prevailed.

By unanimous consent the committee on ways and means made the following report:

The committee on ways and means, to whom was referred

Senate bill No. 5, entitled

A bill to provide for the making of abstracts of lands, sold for taxes, and unredeemed, by the Auditor General,

Respectfully report the same back to the House, as directed.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and laid on the table.

Bill returned to Senate.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, Jan. 17, 1877.*

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 6, entitled

A bill to facilitate the collection of promissory notes, bills of exchange, and other negotiable instruments,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, January 17, 1877.*

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 9, entitled

A bill to facilitate the organization of mutual benefit and co-operative associations within this State.

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on private corporations.

#### NOTICES.

Mr. Baldwin gave notice that on some future day he would ask leave to introduce

A bill to repeal an act to authorize a board of public works in and for the city of Grand Rapids, approved March 22, 1873, and all acts amendatory thereof;

Also,

A bill to revise the charter of the city of Grand Rapids, being amendatory of an act entitled "An act to incorporate the city of Grand Rapids," approved April 2d, 1850, as amended by the several acts amendatory thereof.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill to amend section 6027 of chapter 189 of compiled laws of 1871, relative to challenges of jurors in civil cases.

Mr. Fletcher gave notice that on some future day he would ask leave to introduce

A bill for the protection of guests of hotels from danger by fire.

Mr. Knight gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 179 of the session laws of 1875, relative to the highway labor, and the assessment therefor.

Mr. Steele gave notice that on some future day he would ask leave to introduce

A joint resolution asking Congress for an appropriation to construct a light-house on the point at Little Traverse harbor, Emmet county, Michigan.

Mr. Robbins gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1, 3 and 5 of act No. 231 of the session laws of 1875, entitled, "An act to prevent the sale or delivery of intoxicating liquors, wine and beer to minors and to drunken persons and to habitual drunkards; to provide a remedy against persons selling liquor to husbands or children in certain cases, and to add a new section thereto to stand as section 6."

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A bill to repeal an act to provide for a municipal court in the city of Grand Rapids, to be called "The Superior Court of Grand Rapids," approved March 24, 1875.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill to make silver coins legal tender in certain cases.

Mr. Parsons gave notice that on some future day he would ask leave to introduce

A bill to provide for the better protection of life in theaters, concert halls, and lecture rooms.

#### INTRODUCTION OF BILLS.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No 59, entitled

A bill providing for the polling of jurors in civil and criminal cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 60, entitled,

A bill to amend Sec. 6404, compiled laws of 1871, being section 8, of chapter 201, relative to proceedings against debtors by attachment.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

Mr. Hill, previous notice having been given, and leave being granted, introduced

House bill No. 61, entitled,

A bill to regulate the taxation of costs in certain cases.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

Mr. Stauchfield, previous notice having been given, and leave being granted, introduced

House bill No. 62, entitled

A bill to amend section 66 of an act entitled "An act to incorporate the city of Ludington," approved March 22d, 1873,—the same being act No. 220 of the session laws of 1873.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Hopkins, previous notice having been given, and leave being granted, introduced

House bill No. 63, entitled

A bill to amend sections 3, 4, and 5 of an act entitled "An act to provide for the examination of certain forfeited and part paid Agricultural College, Salt Spring, and other lands," approved April 22d, 1875,—the same being act No. 95 of session laws of 1875.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Moore, previous notice having been given, and leave being granted, introduced

House bill No. 64, entitled

A bill to amend sections 3 and 4 of chapter 169 of the compiled laws of 1871, being compiler's Nos. 4721 and 4722, relative to intermarriage.

The bill was read a first and second time by its title, and referred to the committee on state affairs.

Mr. Nixon, previous notice having been given, and leave being granted, introduced

House bill No. 65, entitled

A bill to amend section 4834 of compiled laws of 1871, being section 25 of chapter 86 of the revised statutes of 1846, relative to appraisers of the estate of deceased persons.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 66, entitled

A bill to amend section 511 of compiled laws of 1871, being section 35 of chapter 14, laws of 1846, relative to county treasurers.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Prindle, previous notice having been given, and leave being granted, introduced

House bill No. 67, entitled

A bill to detach the county of Barry from the Seventeenth Judicial Circuit, and attach the same to the Twentieth Judicial Circuit.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

#### MOTIONS AND RESOLUTIONS.

Mr. A. J. Sawyer offered the following:

*Resolved* (the Senate concurring), That Willie L. Grove be, and he is hereby



appointed postmaster's messenger, at a compensation of one dollar and fifty cents per day.

Mr. A. J. Sawyer moved that the rules be suspended, and the resolution be put upon its immediate passage;

Which motion prevailed, two-thirds of all the members present voting therefor.

The resolution was then adopted.

Mr. Hoyt moved to take from the table the following bill:

House bill No. 10, entitled,

A bill to define the powers of notaries in certain cases;

Which motion prevailed.

On motion of Mr. Hoyt,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Allen moved to take from the table

House bill No. 54, entitled

A bill to amend section 13, 15, 24 and 25, of chapter 211 of the compiled laws of 1871, relative to summary proceedings to recover possession of lands;

Which motion prevailed.

On motion of Mr. Allen,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### GENERAL ORDER.

On motion of Mr. Little,

The house went into committee of the whole on the general order,

Mr. Robbins in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bill:

Senate bill No. 4, entitled

A bill to amend section 28, of chapter 172 of the compiled laws of 1871, being compiler's section 4837, relative to guardians and wards,

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

R. B. ROBBINS, *Chairman*.

Report accepted.

On motion of Mr. Howland,

The committee of the whole was granted leave to sit again.

Mr. Mills, by unanimous consent, offered the following:

*Resolved* (the Senate concurring), That the joint committees of the House and Senate on the University, be and they are hereby authorized to employ the services of a clerk at their discretion during any investigations which have been or may be ordered by the Legislature.

Mr. Mills moved that the rules be suspended and the resolution be put upon its immediate passage;

Which motion prevailed, two-thirds of all the members present voting therefor.

The concurrent resolution was then adopted.

Mr. Wood moved that the House do now adjourn ;  
Which motion did not prevail.  
On motion of Mr. Conely,  
The House took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker, *pro tem*.  
Roll called : quorum present.  
The House resumed the order of business.

PRESENTATION OF PETITIONS.

No. 58. By Mr. Hopkins: Petition of Free Estee, C. M. Brooks, L. A. Crane, J. A. Bamborough, D. H. Nelson, and 71 others, citizens of Isabella county, praying for the repeal of the township superintendency and the restoration of the county superintendency ;

Referred to the committee on education.

No. 59. By Mr. Mills: Petition of J. C. Silster, and 100 others, for the restoration of the old highway laws ;

Referred to the committee on roads and bridges.

No. 60. By Mr. McGinnis: Petition of J. W. Winckler, and many others, relative to the game laws ;

Referred to the committee on State affairs.

No. 61. By Mr. Stafford: Petition of Wm. L. Wetmore, Jay C. Morse, Peter White, and all the mining and leading business men of the copper and iron mining districts of the Upper Peninsula, relative to the creation of the office of Compiler of Mineral Statistics.

On demand of Mr. Stafford,

The petition was read at length and spread at large on the journal, as follows :  
*To the Honorable the Senate and House of Representatives of the State of Michigan :*

The subscribers, residents and tax payers of the Upper Peninsula of Michigan, do hereby petition your honorable body and beg to represent :

The mines and mineral interests of this State are second to none in the Union, and are only exceeded in the value of their annual productions by the agricultural products of the State.

Their growth has been far more rapid than that of any other interest, and it is not improbable that it may soon be the leading one, as the ore deposits appear to be inexhaustible. An important section of the State depends entirely for its prosperity and support on this interest alone, and this must continue for an indefinite period.

This great interest and section of the country need in their very character, a large amount of legislation, which is different from that required by the agricultural portion of the State, and this legislation has to be enacted chiefly by those who have had little opportunity to acquaint themselves with the details of the wants of the people requiring such legislation.

We respectfully submit that this cannot be wise or just, or permanent, unless

based on a full knowledge of the essential wants, habits, statistics and interests of the people for whom it is intended.

We further submit that the Legislature of Michigan has at present no available means by which it may obtain in detail and at first hand when wanted, reliable information of the mining interests of the Upper Peninsula.

We therefore respectfully submit that the best interests of the State require the appointment of a Commissioner of Mineral Statistics, whose duty it shall be to make an annual report to the Legislature setting forth in detail the mineral statistics of the State for the year, with the progress and development of the mining and smelting industries. It shall also be his duty to observe and record, through maps and plans when necessary, especial facts which may be developed in the progress of mining, etc., making such geological and other surveys as are needed for the purpose, thus continuing and keeping up to date the surveys and reports already made. And it shall further be his duty to collect each year not less than ten suites of typical specimens of iron and copper ores and rocks from the different strata of the archæan formation of the Upper Peninsula of Michigan, to examine them microscopically, to name and classify them, to show by geological sections their stratigraphical position; and these collections shall be at the disposal of the State Board of Education, to be distributed among the educational institutions of the State. In short, to do for the mining interests of Michigan what she and nearly every other State does for its agricultural interests; to do what the United States has long done for its territories, through its Commissioner of Mineral Statistics; to do what foreign states have found it their interest to do for centuries. Such yearly reports would be of great service in attracting foreign immigration and capital to the State, and the record of geological facts developed in the course of mining and exploration, which are now constantly being lost, would be an invaluable contribution to science.

Your petitioners also request that an annual appropriation of fifteen hundred dollars be made, which shall cover all the expenses of the above, including the publication of one thousand copies of the same.

MR. W. L. WETMORE,  
JAY C. MORSE,  
ALFRED KIDDER,  
JAMES PICKANDS,  
GEO. J. NORTHROP,  
PETER WHITE,  
SAM'L SCHOCH,  
WILLIAM BURT.  
J. M. WILKINSON,  
CUNLINE CAMPBELL,  
J. R. CASE,  
D. H. MERRITT,  
SAM'L PECK,  
DAN. H. BALL,

MR. ERNEST DALE OWEN,  
SIDNEY ADAMS,  
A. R. HARLOW,  
H. A. DOWNS,  
S. S. BURT,  
GEO. W. HAYDEN,  
H. OLCOTT,  
H. E. WARNER,  
W. P. HEALY,  
M. H. MAYNARD,  
J. H. JACOBS,  
E. P. WILLIAMS,  
And numerous others.

The petition was referred to the committee on mines and minerals.

No. 62. By Mr. Stafford: Petition of the Professors of the School of Mines of Michigan relative to the same subject;

Referred to the committee on mines and minerals.

No. 63. By Mr. Stafford: Petition of Charles T. Lawton, John Shling, H. A.

Tyler, and 40 other leading business men of Van Buren county, relative to the same subject;

Referred to the committee on mines and minerals.

No. 64. By Mr. Stafford: Petition of Sam'l Mitchell, Agt. of Saginaw Mine, Wm. C. Macomber, owner of the Shenango Mine, James Bale, Supt. of the Rolling Mill Mine, and 28 other leading mining and business men of Marquette county, relative to the same subject;

Referred to the committee on mines and minerals.

No. 65. By Mr. Stafford: Petition of Mr. S. F. Seager, S. L. Smith, S. S. Olds and 32 other business men of the city of Lansing, relative to the same subject;

Referred to the committee on mines and minerals.

No. 66. By Mr. Stafford: Petition of David Morgan, President of the Republic Iron Company, and Peter Pascre, Mining Superintendent of said corporation, relative to the same subject;

Referred to the committee on mines and minerals.

No. 67. By Mr. Stafford: Petition of Buel S. Bigelow and numerous others relative to the same subject;

Referred to the committee on mines and minerals.

No. 68. By Mr. Stafford: Petition of H. S. Elson and numerous others relative to the same subject;

Referred to the committee on mines and minerals.

No. 69. By Mr. Steele: Petition (and accompanying plat) of Geo. H. Smith and others to organize a township from the present township of Livingston, in the county of Otsego;

Referred to the committee on towns and counties.

No. 70. By Mr. Miller: Petition of Sole & Roberts, Loase & Sons, and 229 others, relative to the test of kerosene oil;

Referred to the committee on public health.

#### REPORTS OF STANDING COMMITTEES.

By the committee on printing:

The committee on printing, to whom was referred the following resolution: *Resolved*, that the Clerk of this House be and is hereby authorized to bargain with the printer for the State and procure five hundred (500) additional daily Journals for the use of the members of this House,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that the same do pass, and ask to be discharged from the further consideration of the subject.

JEROME WINCHELL, *Chairman*.

Report accepted and committee discharged.

Mr. Ferguson moved that the resolution be laid on the table;

Which motion did not prevail.

The question being on the adoption of the resolution,

The same was adopted.

By the committee on printing:

The committee on printing, to whom was referred the following resolution:

*Resolved* (the Senate concurring), That in all bills amending any existing laws by the insertion or addition of any matter to any section or sections, the new matter inserted or added shall be printed in the bill within brackets [];

and whenever matter is stricken out in any existing section or sections, the same shall be indicated by stars \*\*; and it shall be the duty of the person introducing such bill, and also of the committee reporting the same, to see that such amendments are so indicated in the draft of such bills, that they may be printed in compliance with the provisions of the resolution,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the same do pass, and ask to be discharged from the further consideration of the subject.

JEROME WINCHELL, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the resolution,

The same was adopted.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 27, entitled,

An act to regulate the sale of seats in theatres, concert, or lecture halls, and other places of public entertainment,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, in accordance with a resolution previously adopted by this House, authorizing said committee to employ a clerk, etc., have appointed as such clerk, by and with consent of a majority of the members of the committee on liquor traffic, Geo. B. Bergen, of Saginaw, said appointment to date from and including the 17th day of January, 1877.

S. L. BALDWIN, *Chairman.*

Report accepted and laid on the table.

#### NOTICES.

Mr. Woodworth gave notice that on some future day he would ask leave to introduce

A joint resolution instructing the Board of State Auditors to make a settlement with Robert Winterbottom.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of chapter 55, of compiled laws of 1871, being compiler's section 1984, relating to the observance of the first day of the week.

Mr. Stafford gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to promote the early construction of a railroad through the Menominee Iron Range," approved May 3, 1875.

Mr. Steele gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the present township of Livingston, in the county of Otsego, and to organize the same into a separate township, to be known as the township of "Corwith."

#### INTRODUCTION OF BILLS.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 68, entitled

A bill relating to a building for library of the University of Michigan and making appropriation therefor.

The bill was read a first and second time by its title, and referred to the committee on University.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 69, entitled

A bill relating to a donation for the erection of a library building for the University of Michigan, and making appropriation for said library.

The bill was read a first and second time by its title, and referred to the committee on University.

The Speaker announced the following communication :

LANSING, MICH., Jan. 18, 1877.

*To the Honorable the Speaker of the House of Representatives :*

SIR,—Having noticed in the published proceedings of the House that a resolution had been introduced looking to an investigation of the acts of the Trespass Agent and the correspondence between said Agent and the Commissioner of the State Land Office, etc., I desire to say, as there seems to be no specific charges made, that I wish the freest and fullest possible investigation made of all my acts as such agent, also of all my acts as Examining Agent, under Act No. 95 of the session laws of 1875.

Very respectfully yours,

D. J. EVANS.

The communication was laid on the table.

Mr. Winchell asked and obtained leave of absence for himself until the 23d.

#### SPECIAL ORDER.

The hour of half-past two having arrived,

On motion of Mr. Van Raalte,

The House took up the special order,

Being the consideration of the following resolution :

*Whereas*, David J. Evans, Trespass Agent, has neglected and refused to report his doings in relation to said office to the Commissioner of the Land Office, that is to say, that in accordance with instructions issued from said Land Office in the following words, to-wit: "And it shall be the duty of the said David J. Evans to ascertain and make estimates of all trespasses committed upon any such lands in said counties, and report the same to this office, together with the names and residences of every person purchasing or acquiring possession of any property cut or claimed from any such lands," etc., all of which the said Evans has neglected and refused to report, in accordance with said instructions;

*And whereas*, In view of such neglect and disregard of instructions as aforesaid, the Commissioner of the Land Office demanded of the said Trespass Agent



all books, papers, reports, and all documentary evidence, testimony, and all doings in relation to his official acts as trespass agent, all of which the said Evans refuses and declines to do;

*And whereas,* There are good reasons to believe that the charges and expenses collected and received by the said Trespass Agent from the State Treasurer for duties alleged to have been performed appeared to be exorbitant and in excess of lawful allowances;

*And whereas,* Many of the awards and settlements made by the said Trespass Agent are, in the opinion of many, not just and true, and are detrimental to the interests of the people of the State of Michigan; be it therefore

*Resolved,* That the Speaker of the House appoint a select committee of five, whose duty it shall be to investigate all matters in connection with the duties of said Trespass Agent, during his appointment to said office. Also, that the committee have power to send for persons and papers, and that they are hereby empowered to administer oaths.

The question being on the adoption of the resolution,

Mr. Martin moved that the further consideration of the resolution be made the special order for Thursday, the 1st day of February next.

Mr. Allen demanded the yeas and nays.

The demand was seconded, and the motion to make the resolution a special order did not prevail, by yeas and nays, as follows:

#### YEAS.

Mr. N. Baker,	Mr. Canfield,	Mr. McGinnis,	Mr. Martin,	4
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#### NAYS.

Mr. Allen,	Mr. Hall,	Mr. Mills,	Mr. Stafford,
Allman,	Hankerd,	Moore,	Stanchfield,
Baldwin,	Harrington,	Morrison,	Steele,
Billings,	Hawley,	Mosher,	Stephenson,
Brown,	Hayes,	Nixon,	Stevens,
Chase,	Hill,	Norris,	Stinchcomb,
Clark,	Hopkins,	North,	Stone,
Conely,	Howland,	Parsons,	Turck,
Coon,	Hoyt,	Palmer,	J. M. Turner,
Crandell,	Ireland,	Phelps,	S. W. Turner,
Curtiss,	Jewell,	Prindle,	Twadell,
Davis,	S. Johnson,	Reed,	Valade,
Dillman,	W. W. Johnson,	Robbins,	Van Raalte,
Dowling,	Jones,	Rork,	Walkinshaw,
Eaton,	Keeler,	Ross,	Welker,
Edwards,	Kelley,	Sackrider,	Willett,
Elliott,	Knight,	A. J. Sawyer,	White,
Farr,	Lee,	J. C. Sawyer,	Wood,
Ferguson,	Little,	Sharts,	Woodworth,
Fletcher,	Ludlow,	Shetterly,	Yeomans,
Gibbs,	McAthur,	Smith,	Speaker <i>pro tem</i>
Gould,	Miller,		86

The question being on the adoption of the resolution,

Mr. Sharts moved to amend the first section of the preamble by inserting the words "it is alleged that" after "*whereas,*" and before "David J. Evans;"

the second section by inserting the words "it is alleged" after the word "whereas" and before the word "in," and the third section by striking out the words "there are good reasons to believe" and inserting in lieu thereof the words "it is alleged."

After considerable discussion the amendment was withdrawn.

The question being on the adoption of the resolution,

Mr. Harrington moved that the preamble and resolution be referred to the committee on insane asylum.

Mr. Norris demanded the yeas and nays.

The demand was not seconded.

Mr. W. W. Johnson moved that the preamble and resolutions be laid on the table.

Mr. Norris demanded the yeas and nays.

The demand was seconded, and the motion to lay on the table did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Harrington,

Mr. W. W. Johnson,

2

## NAYS.

Mr. Allen,

Mr. Gould,

Mr. Martin,

Mr. Shetterly,

N. Baker,

Hall,

Miller,

Smith,

Baldwin,

Hankerd,

Mills,

Stafford,

Billings,

Hawley,

Moore,

Steele,

Brown,

Hayes,

Morrison,

Stephenson,

Canfield,

Hill,

Mosher,

Stevens,

Chase,

Hopkins,

Nixon,

Stinchcomb,

Clark,

Howland,

Norris,

Stone,

Conely,

Hoyt,

North,

Turck,

Coon,

Ireland,

Parsons,

J. M. Turner,

Crandell,

Jewell,

Palmer,

S. W. Turner,

Curtiss,

S. Johnson,

Phelps,

Twadell,

Davis,

Jones,

Prindle,

Valade,

Dillman,

Keeler,

Reed,

Van Raalte,

Dowling,

Kelley,

Robbins,

Walkinshaw,

Eaton,

Knight,

Rork,

Welker,

Edwards,

Lee,

Ross,

Willett,

Elliott,

Little,

Sackrider,

Wood,

Farr,

Ludlow,

A. J. Sawyer,

Woodworth,

Ferguson,

McArthur,

J. C. Sawyer,

Yeomans,

Fletcher,

McGinnis,

Sharts,

Speaker *pro tem*

Gibbs,

85

Mr. Harrington then withdrew the motion to refer the preamble and resolutions to the committee on insane asylum.

The question being on the adoption of the resolution,

Mr. Norris demanded the yeas and nays.

The demand was seconded, and the resolution was adopted by yeas and nays as follows:

## YEAS.

Mr. Allen,  
Allman,Mr. Gould,  
Hall,Mr. McGinnis,  
Martin,Mr. Shetterly,  
Smith,

Mr. N. Baker,	Mr. Hankerd,	Mr. Miller,	Mr. Stafford,
Baldwin,	Harrington,	Mills,	Stanchfield,
Billings,	Hawley,	Moore,	Steele,
Brown,	Hayes,	Morrison,	Stephenson,
Canfield,	Hill,	Mosher,	Stevens,
Chase,	Hopkins.	Nixon,	Stinchcomb,
Clark,	Howland,	Norris,	Stone,
Conely,	Hoyt,	North,	Turek,
Coon,	Ireland,	Parsons,	J. M. Turner,
Crandell,	Jewell,	Palmer,	S. W. Turner,
Curtis,	S. Johnson,	Phelps,	Twadell,
Davis,	W. W. Johnson,	Prindle,	Valade,
Dillman,	Jones,	Reed,	Van Raalte,
Dowling,	Keeler,	Robbins,	Walkinshaw,
Eaton,	Kelley,	Rork,	Welker,
Edwards,	Knight,	Ross,	Willet,
Elliott,	Lee,	Sackrider,	Wood,
Farr,	Little,	A. J. Sawyer,	Woodworth,
Ferguson,	Ludlow,	J. C. Sawyer,	Yeomans,
Fletcher,	McArthur,	Sharts,	Speaker <i>pro tem</i>
Gibbs,			89

NAYS.

0

## GENERAL ORDER.

On motion of Mr. Welker,

The House went into committee of the whole on the general order,

Mr. Robbins in the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following entitled bill:

Senate bill No. 4, entitled

A bill to amend section 28 of chapter 172 of the compiled laws of 1871, being compiler's section 4837, relative to guardians and wards;

Have made an amendment thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following bill:

Senate bill No. 1, entitled

A bill to authorize the village of Lexington to issue its bonds to pay the indebtedness of said village;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

R. B. ROBBINS, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the amendment made by the committee of the whole to the first named bill,

On motion of Mr. Wood,

The House concurred.

The bill was then placed on the order of third reading of bills.

The second named bill was then placed on the order of third reading of bills.  
On motion of Mr. Mosher,  
The House adjourned.

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*Lansing, Friday, January 19, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker *pro tem*.

Prayer by Rev. Dr. Duffield.

Roll called: quorum present.

Mr. Clark asked and obtained leave of absence for Mr. Norton until the 23d.

Mr. Harrington asked and obtained leave of absence for Mr. Moore and himself until the 23d.

Mr. Dowling asked and obtained leave of absence for himself until the 23d.

Mr. Mills asked and obtained leave of absence for the committee on the University indefinitely.

Mr. Gould asked and obtained leave of absence for Mr. Jones until the 23d at noon.

Mr. Edwards asked and obtained leave of absence for Mr. Ireland until the 23d.

Mr. Chase asked and obtained leave of absence for himself until the 23d.

Mr. Stinchcomb asked and obtained leave of absence for himself until the 23d.

Mr. Stone asked and obtained leave of absence for himself until the 23d.

Mr. Baldwin asked and obtained leave of absence for himself during the day.

The Speaker *pro tem*. announced the following special committee authorized by resolution of the House "to investigate all matters in connection with the duties of the Trespass Agent during his appointment to office:"

Messrs. Martin, J. C. Sawyer, Stephenson, Harrington, and Dowling.

#### PRESENTATION OF PETITIONS.

No. 71. By Mr. J. C. Sawyer: Memorial of the common council of the village of Hudson, protesting against the transfer of the liquor tax from municipal corporations to the county treasury.

On demand of Mr. J. C. Sawyer,

The resolution contained in the remonstrance was read at length and spread at large on the journal, as follows:

*Whereas*, The board of supervisors of the county of Lenawee have asked you to divert the liquor tax from municipal to county treasuries; therefore,

*Resolved*, That we, the president and trustees of the village of Hudson, earnestly *protest* against such proposed action, since nine-tenths of the sums expended by municipalities for police force are rendered necessary by the presence of liquor shops, and in justice the money obtained from that taxation ought to be used to reimburse villages and cities for the extra expenditure caused by their existence.

The memorial was referred to the committee on the liquor traffic.

No. 72. By Mr. S. Johnson: Petition of H. S. McMasters, Thomas Rix, and 316 others, relative to an elective medical department in the State University.

On demand of Mr. S. Johnson,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable the Senate and House of Representatives of the State of Michigan, in Legislature assembled:*

While we, the undersigned, citizens of Cass county, deprecate the policy of State support to medical schools, we believe the claims of the different schools of medicine to State patronage to be equal, and would, therefore respectfully petition your Honorable Body to either make appropriations for the maintenance of an Eclectic medical department in the State University, equal to those made for the Homeopathic department, or to withdraw all support of the medical department of the University.

We do most earnestly protest against the injustice of the State sustaining, either by appropriations of money or by association with the University, one school of medicine to the exclusion of another.

The petition was referred to the committee on the University.

No. 73. By Mr. Steele: Petition of Dexter and Noble, and 85 others, relative to illuminating oils;

Referred to the committee on public health.

#### REPORTS OF STANDING COMMITTEES.

By the committee on ways and means:

The committee on ways and means, to whom was referred

A resolution of the House instructing them to report the amount of mileage due each member and the officers of the House of Representatives,

Respectfully report that they have had the same under consideration, and have directed me to report herewith the amounts due:

Wm. Seward Gridley, clerk House judiciary committee, at..... 80 miles.

George B. Bergen, clerk municipal corporations committee, at..... 140 “

Charles A. Chapin, clerk ways and means committee..... 160 “

And also reduce the mileage of Mr. Stinchcomb from 140 miles to.. 120 “

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The recommendation of the committee was concurred in.

By the committee on ways and means:

The committee on ways and means would respectfully report that, in accordance with a resolution of the House, passed January 16, 1877, they have appointed Mr. Charles A. Chapin of Ann Arbor, to act as such clerk during the pleasure of the committee.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 36, entitled,

A bill to amend section 61 of chapter 21, being section 1027 of the compiled laws of 1871, relative to the assessment and collection of taxes,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 60, entitled

A bill to amend section 6404 of the compiled laws of 1871, being section 8 of chapter 201, relative to proceedings against debtors by attachment,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 61, entitled

A bill to regulate the taxation of costs in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Conely,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 11, entitled

A bill relative to criminal trials,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mosher,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 65, entitled,

A bill to amend section four thousand eight hundred and thirty-four of the compiled laws of 1871, relative to appraisers of the estate of deceased persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that



the bill do not pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fletcher,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 59, entitled

A bill providing for the polling of jurors in civil and criminal cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By a majority of the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 26, entitled,

A bill to amend section 4819 of the compiled laws of 1871, being section 10 of chapter 172, relative to testamentary guardians,

Respectfully report that they have had the same under consideration, and a majority of them have directed me to report the same back to the House, with amendments, and recommend that the bill, as amended, do pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howland,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 6, entitled,

A bill to facilitate the collection of promissory notes, bills of exchange, and other negotiable instruments,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mosher,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 49, entitled

A bill to amend sections 23 and 42 of the charter of the village of Hancock,

Respectfully report that they have had the same under consideration,

and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations,

The committee on municipal corporations to whom was referred

House bill No. 62, entitled

A bill to amend section 66 of an act entitled "An act to incorporate the city of Ludington," approved March 22, 1873, the same being act No. 220 of the session laws of 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

House bill No. 44, entitled

A bill to protect the citizens of Michigan from empiricism, and elevate the standing of the medical profession,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, in which they ask the concurrence of the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. PRINDLE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Mosher,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

#### COMMUNICATIONS FROM STATE OFFICERS.

The Speaker *pro tem.* announced the following:

STATE LAND OFFICE,  
Lansing, January 13, 1877. }

Hon. D. L. Crossman, Clerk of the House of Representatives:

DEAR SIR,—I am in receipt of your favor of this inst., inclosing a copy of the resolution of the House of Representatives, requesting the Commissioner of the State Land Office to furnish the House with a statement of all moneys received and amounts paid the boards of supervisors of the several counties under section 5 of laws of 1858, etc. In compliance with said resolution, I have the honor to submit the following statement:

Total cash receipts from swamp land sales from March 1st, 1836, to December 31, 1876, inclusive, \$732,304.95.

For information as regards the amount paid to supervisors, I would respectfully refer you to Hon. Ralph Ely, Auditor General.

Very respectfully,

your obedient servant,

B. F. PARTRIDGE,

*Commissioner.*

The communication was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER,  
Lansing, January 18, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 10, entitled

A bill to provide for the compilation, printing, and distribution of the laws relative to the support of poor persons;

2. Senate bill No. 11, entitled

A bill to amend section 45 of chapter 150, being section 4247 of the compiled laws of 1871 relative to alienation by deed, and the proof and recording of conveyances and the canceling of mortgages;

3. Senate bill No. 12, entitled

A bill to define the powers and duties of officers authorized to sell real estate in pursuance of decrees of courts of equity, and to prescribe the notice to be given in such cases;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on ways and means.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, Jan. 18, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return the House the following concurrent resolution:

*Resolved* (the Senate concurring), That Willie L. Grove be and he is hereby appointed Postmaster's messenger, at a compensation of one dollar and fifty cents per day;

In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The message was laid on the table.

The Speaker *pro tem.* also announced the following :

SENATE CHAMBER,  
Lansing, January 18, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to return to the House the following concurrent resolution :

*Resolved* (the Senate concurring), That a committee of two, with a like committee from the Senate, be appointed to invite Prof. R. C. Kedzie to deliver a lecture in this Hall, at his earliest convenience, on illuminating oils ;

In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

The Speaker *pro tem.* also announced the following :

SENATE CHAMBER,  
Lansing, Jan. 18, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to return the following concurrent resolution :

*Resolved* (the Senate concurring), That the joint committees of the Senate and House on the University be, and they are hereby authorized to employ the services of a clerk, at their discretion, during any investigations which have been or may be ordered by the Legislature ;

In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

The Speaker *pro tem.* also announced the following :

SENATE CHAMBER,  
Lansing, January 18, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution :

*Resolved by the Senate* (the House concurring), That the several committees of the Senate and House on the asylums and other State institutions be considered joint committees, and as such, are hereby authorized, at such times as may suit their convenience, to visit, inspect, and, if need be, investigate said institutions, in order that they may be the better qualified to report as to their condition and wants ;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

On motion of Mr. Yeomans,  
The House concurred.

#### NOTICES.

Mr. Little gave notice that on some future day he would ask leave to introduce

A bill to amend section nine, of chapter one hundred and thirty, of the revised statutes of 1846, being section 6920 of the compiled laws of 1871, as amended by session laws of 1875, relative to foreclosure by advertisement.

Mr. Hayes gave notice that on some future day he would ask leave to introduce

A bill to prohibit the sale of intoxicating liquors on election day.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to establish a House of Correction for juvenile offenders," approved Feb. 10, 1855, and acts amendatory thereto.

Mr. Woodworth gave notice that on some future day he would ask leave to introduce

A bill to define the duties of State Reporter.

Mr. S. Johnson gave notice that on some future day he would ask leave to introduce

A bill for the establishment of an eclectic medical department of the University of Michigan.

#### INTRODUCTION OF BILLS.

Mr. Chase, previous notice having been given, and leave being granted, introduced

House bill No. 70, entitled,

A bill to provide for the better protection of life in theaters, concert halls, lecture rooms, and public schools.

The bill was read a first and second time by its title, and referred to the committee on public health.

Mr. Ferguson, previous notice having been given, and leave being granted, introduced

House bill No. 71, entitled,

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon, and to repeal act 169, of the session laws of 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 8th, 1869.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 72, entitled

A bill to make silver coins legal tender in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 73, entitled

A bill to amend section 1 of chapter 55 of compiled laws of 1871, being compiler's section 1984, relating to the observance of the first day of the week.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Parsons, previous notice having been given, and leave being granted, introduced

House bill No. 74, entitled

A bill to provide for the better protection of life in theaters, concert halls and lecture rooms.

The bill was read a first and second time by its title, and referred to the committee on public health.

Mr. Woodworth, previous notice having been given, and leave being granted, introduced

House joint resolution No. 4, entitled

Joint resolution instructing the Board of State Auditors to make a settlement with Robert Winterbottom.

The joint resolution was read a first and second time by its title, and referred to the committee on public lands.

Mr. Steele, previous notice having been given, and leave being granted, introduced

House joint resolution No. 5, entitled,

Joint resolution, asking Congress for an appropriation to construct a light house at Little Traverse harbor, Michigan.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

Mr. Steele, previous notice having been given, and leave being granted, introduced

House bill No. 75, entitled,

A bill to detach certain territory from the present township, of Livingston, in the county of Otsego, and to organize therefrom the township of Corwith.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 76, entitled

A bill to incorporate the city of Dowagiac.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

### THIRD READING OF BILLS.

Senate bill No. 4, entitled

A bill to amend section 28, of chapter 172 of the compiled laws of 1871, being compiler's section 4837, relative to guardians and wards,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. A. J. Sawyer moved to strike out the enacting clause of the bill;

Which motion did not prevail.

Mr. Hoyt moved to amend the bill by striking out of line 4, in recited section 28, the words "twenty-one" and inserting in lieu thereof the word "eighteen;"

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Allman,  
F. A. Baker,  
N. Baker,  
Billings,

Mr. Fletcher.  
Gibbs,  
Gould,  
Hall,

Mr. McArthur,  
McGinnis,  
Markham,  
Martin,

Mr. Shetterly.  
Smith,  
Stafford,  
Stanchfield,



Mr. Brown,	Mr. Hankerd,	Mr. Miller,	Mr. Steele,
Canfield,	Harrington,	Mills,	Stephenson,
Chase,	Hawley,	Morrison,	Stevens,
Cheney,	Hayes,	Mosher,	Stone,
Clark,	Hill,	North,	Turck,
Conely,	Hopkins,	Parsons,	S. W. Turner,
Coon,	Howland,	Palmer,	Twadell,
Crandall,	Ireland,	Phelps,	Valade,
Curtiss,	Jewell,	Prindle,	Van Raalte,
Davis,	S. Johnson,	Reed,	Walkinshaw,
Dillmann,	W. W. Johnson,	Robbins,	Welker,
Dowling,	Jones,	Rork,	Willett,
Eaton,	Keeler,	Ross,	Wood,
Edwards,	Knight,	Sackrider,	Woodworth,
Elliott,	Little,	J. C. Sawyer,	Yeomans,
Farr,	Ludlow,	Sharts,	Speaker <i>pro tem</i>
Ferguson,			81

## NAYS.

Mr. Allen,	Mr. Kelley,	Mr. Nixon,	- Mr. A. J. Sawyer,
Hoyt,	Lee,	Norris,	7

Title agreed to.

Senate bill No. 1, entitled

A bill to authorize the village of Lexington to issue its bonds to pay the indebtedness of said village,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Fletcher,	Mr. Ludlow,	Mr. J. C. Sawyer,
Allman,	Gibbs,	McArthur,	Sharts,
F. A. Baker,	Gould,	McGinnis,	Shetterly,
N. Baker,	Hall,	Markham,	Smith,
Billings,	Hankerd,	Martin,	Stafford,
Brown,	Harrington,	Miller,	Stanchfield,
Canfield,	Hawley,	Mills,	Steele,
Chase,	Hayes,	Morrison,	Stephenson,
Cheney,	Hill,	Mosher,	Stevens,
Clark,	Hopkins,	Nixon,	Stone,
Conely,	Howland,	Norris,	Turck,
Coon,	Hoyt,	North,	S. W. Turner,
Crandell,	Ireland,	Parsons,	Twadell,
Curtiss,	Jewell,	Palmer,	Valade,
Davis,	S. Johnson,	Phelps,	Van Raalte,
Dillmann,	W. W. Johnson,	Prindle,	Walkinshaw,
Dowling,	Jones,	Reed,	Welker,
Eaton,	Keeler,	Robbins,	Willett,
Edwards,	Kelley,	Rork,	Wood,
Elliott,	Knight,	Ross,	Woodworth,
Farr,	Lee,	Sackrider,	Yeomans,
Ferguson,	Little,	A. J. Sawyer,	Speaker <i>pro tem</i>
			88:

## NAYS.

Title agreed to.

0-

On motion of Mr. Little,  
By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## MOTIONS AND RESOLUTIONS.

Mr. Turck offered the following :

*Resolved*, That the Auditor General be requested to report forthwith to this House the amount of cash receipts from sales of swamp lands, including interest and penalties, and also the amount of such moneys due the several counties under the provisions of section 5, chapter 144 of the compiled laws of 1871 ;

Which was adopted.

Mr. Conely offered the following :

*Resolved*, That when the House this day adjourns, it do so until the evening of Monday, the 22d instant, at half-past eight o'clock.

Mr. Welker demanded the yeas and nays on the adoption of the resolution.

The demand was seconded, and pending the taking of the vote,

Mr. Fletcher moved that the resolution be laid on the table ;

Which motion prevailed.

## GENERAL ORDER.

On motion of Mr. Kelley,

The House went into committee of the whole on the general order,

Mr. Wood in the chair.

After some time spent therein the committee rose, and through the chairman made the following report :

The committee of the whole have under consideration the following entitled bill :

House bill No. 18 (general order No. 1), entitled

A bill to amend an act entitled "An act making appropriation for the heating and ventilating apparatus for the new capitol and for improvements in said building," approved February 18, 1875 ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill ;

House bill No. 29 (general order No. 2), entitled

A bill to amend subdivision No. 17 of section No. 477 of the compiled laws of 1871,

And have directed their chairman to report the same back to the House, with the recommendation that it be referred to the committee on judiciary.

J. C. WOOD, *Chairman*.

Report accepted and committee discharged.

The first named bill was placed on the order of third reading of bills.

The question being on concurring in the recommendation of the committee of the whole in reference to the second named bill,

Mr. Mills moved to amend by substituting the committee on ways and means for judiciary ;

Which motion prevailed.

The recommendation of the committee as amended was then concurred in, and the bill was referred to the committee on ways and means.

On motion of Mr. Mosher,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker *pro tem*.

Roll called; quorum present.

The House took up the order of business.

## REPORTS OF STANDING COMMITTEES.

By the committee on local taxation:

The committee on local taxation, to whom was referred

House bill No. 58, entitled

A bill to legalize the special assessments and tax rolls of the village of Northville, in the county of Wayne, for the years 1875 and 1876,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM S. TURCK, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

## COMMUNICATIONS FROM STATE OFFICERS.

The Speaker *pro tem*. announced the following:

STATE OF MICHIGAN,  
OFFICE OF THE COMMISSIONER OF RAILROADS, }  
Lansing, January 19, 1877. }

To the Speaker of the House of Representatives:

SIR,—In response to a resolution of the two Houses, calling for information in regard to the question of the taxation of Lake Shore & Michigan Southern Railway Company, and also in regard to the various existing railroad charters, I have the honor to transmit the accompanying document.

Very respectfully,

STEPHEN S. COBB,

*Commissioner of Railroads.*

The following is the document referred to:

## TAXATION OF THE LAKE SHORE &amp; MICH. SOUTHERN RAILWAY CO.

The Lake Shore & Michigan Southern Railway Company operate a total of 1,175.39 miles of road. Of this, 230 is laid with double track, and 604 miles with steel rails, none of which is in Michigan. The length of road operated in Michigan is 403 miles, of which the

Detroit, Monroe & Toledo, 65 miles,

Kalamazoo, Allegan, & Grand Rapids, 58 miles,

Kalamazoo & White Pigeon, 38 miles,

Northern Central Michigan, 61 miles,

are organized under our general railroad law and pay taxes in accordance with its provisions. They also operate the Erie & Kalamazoo, from Adrian to Toledo, chartered by an act approved April 22, 1833, and the taxes for which are paid in accordance with its charter.

The above named companies paying taxes under general law and charter, the

subject of their taxation is wholly outside of the question now under consideration.

There remains subject to the special charter provisions of the Michigan Southern R. R., the road from Monroe westward through Adrian to the State line, 129 miles, and from Palmyra to Jackson, 44 miles, a total of 173 miles; this being the line originally purchased from the State and subsequently completed. These two last mentioned lines of road comprise all the railroad referred to by Gov. Bagley in his discussion of the taxation of the Lake Shore & Michigan Southern Railway, and in regard to the taxation of which litigation has already been had.

Sec. 31 of act No. 113 of 1846, being the original charter of the Michigan Southern Railroad Company, is as follows:

"Sec. 31. The said company shall pay to the State an annual tax of one-half of one per cent. upon the capital stock paid in, including the five hundred thousand dollars of purchase money paid, or to be paid to the State, until the first day of February, eighteen hundred and fifty-one, and thereafter an annual tax of three-fourths of one per cent upon its capital stock paid in, including the five hundred thousand dollars of purchase money aforesaid, and also upon all loans made to said company, for the purpose of constructing said railroad, or purchasing, constructing, chartering or hiring of steamboats authorized by this act to be held by said company, which tax shall be paid in the last week in January in each year to the State Treasurer and the property and effects of said company, whether real, personal or mixed, shall, in consideration thereof, be exempt from all and every other tax, charge and exaction by virtue of any laws of this State now or hereafter to be in force, except penalties by this act imposed."

Sec. 3 of act No. 138 of 1855, entitled "An act to authorize the Michigan Southern Railroad Company to consolidate with the Northern Indiana Railroad Company," is as follows:

"Sec. 3. The said corporation so to be organized, by virtue of this act, shall continue subject to the same rate of tax as though such consolidation should not take place; and the amount of its capital and loans hereafter, upon which such taxation shall be paid, shall be such portion of the whole of its capital and loans as is actually employed in the State of Michigan, to be ascertained on or before the first day of January in each year, by the Auditor General of this State, from the annual report of said corporation, or from such other reports on oath as he may deem necessary for such purpose, to be ordered by him from the office of such corporation."

The amount of tax paid by this company on the above mentioned portion of their road and a history of the litigation which determined the amount of such tax, is found in the

#### AUDITOR GENERAL'S REPORT FOR 1874.

pp. cxvii-cxxii, and is as follows:

"The Lake Shore and Michigan Southern Railway Company pay annually into the State Treasury, as the Specific tax required to be paid to the State by the charter of the Michigan Southern Railroad Company,<sup>1</sup> and the acts amendatory thereof,<sup>2</sup> as also by the act authorizing said Michigan Southern Railroad Company to consolidate with the Northern Indiana Railroad Company,<sup>3</sup>—\$35,544.16,

<sup>1</sup> Act No. 113, 1846, p. 170.

<sup>2</sup> Act No. 195, 1850, p. 195.

<sup>3</sup> Act No. 138, 1855, p. 300.

Vide also Laws of 1847, p. 217; 1840, pp. 130, 261; 1857, p. 403

this tax being three-fourths of one per cent upon \$4,739,240.16, the amount as determined by the courts upon which the said company should pay taxes to the State of Michigan.

The history of the litigation which resulted in the above determination is as follows:

By the report of the Michigan Southern and Northern Indiana Railroad Company, made to the Auditor General under date of March 4, 1856, the said company set forth—

- |   |                |
|---|----------------|
| 1. That the Capital Stock, by the books of the company, is....  | \$2,625,600 00 |
| From which should be deducted this amount, being a bonus or dividend allowed by the company to the original purchasers of the road, no part of which was ever paid in, though standing on the books as a part of the Capital Stock..... | 300,000 00     |

Making the amount of Capital Stock actually paid in, including the \$500,000 purchase money paid to the State.....	\$2,325,600 00
--	----------------

- |   |                |
|---|----------------|
| 2. That the am't of Bonds issued amounted to. | \$2,500,000 00 |
|---|----------------|

From which there should be deducted—for discount or loss in the sale of a portion of above bonds, whereby the amount of *loans made* to the company for the purpose of constructing, etc., was less than the am't of Bonds above stated by this sum. \$185,459 84

Also, Jackson Branch Bonds, which were issued in exchange for Bonds of another company (which latter Bonds are still held undisposed of, by the M. S. & N. I. R. R. Co.).....

250,000 00

435,459 84

2,064,540 16

Giving for amount upon which—as claimed by Company—

Specific Tax should be computed.....	\$4,390,140 16
--------------------------------------	----------------

From the Report, however, the Auditor General “ascertained” the amount upon which Specific Tax should be computed, and the tax thereon as follows:

Capital Stock paid-in as claimed by company.	\$2,325,600 00	Tax	\$17,442 00
Bonus to original purchasers of road.....	300,000 00	“	2,250 00
Bonds for purpose of construction, etc., as claimed by Company.....	2,064,540 16	“	15,484 05
Discount on Bonds sold by Company.....	185,459 84	“	1,390 95
Jackson Branch Bonds.....	250,000 00	“	1,875 00
Total.....	\$5,125,600 00		\$38,442 00

Of the amount of Specific tax found due from the Company as above, \$34,735.24 was paid into the State Treasury, and the balance, \$3,706.76, the Company insisted was upon items for which it should not be taxed.

In June, 1856, action was commenced by the Attorney General, in the Circuit Court for the county of Lenawee, in behalf of the State, against the Michigan Southern and Northern Indiana Railroad Company, to collect the

said balance of \$3,706.76, which the company had refused to pay.<sup>1</sup> The questions of law arising in the case were reserved by the Circuit Judge for the consideration of the Supreme Court, where it was heard at the January term, 1857, and decided that the State was entitled to recover said balance.

In this case the Company claimed exemption from taxation upon—

- |  |              |
|--|--------------|
| 1. The bonus allowed the original purchasers of the road of..... | \$300,000 00 |
| 2. The discount or loss from sale of Bonds.....                  | 185,459 84   |
| 3. The Jackson Branch Bonds.....                                 | 250,000 00   |

After the hearing the Supreme Court

*Held*—That each of said items constituted a proper basis for computing the Specific State Tax required by the charter of the Company to be assessed by the Auditor General.<sup>2</sup>

The amount—\$3,706 76— withheld by the Company and awaiting the issue of the suit, was paid into the State Treasury in August, 1857.

Upon the determination of this case, the company at once raised other objections to the principles insisted upon by the Auditor General in assessing the Specific Tax upon it.<sup>3</sup> Resting upon such objections the company refused to pay a portion of the specific tax assessed against it for the year 1859, and the matter was again taken to the courts for adjudication.

This Company now pays as the specific tax required by the charter of the Michigan Southern Railroad Company<sup>4</sup> and the acts amendatory thereto,<sup>5</sup> as also the act authorizing said Company to consolidate with the Northern Indiana Railroad Company,<sup>6</sup> \$35,544 16, being three-fourths of one per cent upon \$4,739,240 16. The amount upon which said specific tax is computed, was determined by the courts in the years 1862 and 1865.

The history of the litigation which resulted in the above determination is, briefly, as follows:

The report of the Michigan Southern & Northern Indiana Railroad Company, made to the Auditor General under date of January 12, 1859, and from which was to be derived the data upon which to compute the Specific State Tax to become due within the said month of January, 1859, included, among others, the following items, viz.:

- |  |                |
|--|----------------|
| 1. The Capital Stock of the Michigan Southern Railroad Company paid in, up to the time of the passage of the Consolidation Act of February 13, 1855, including the \$500,000.00 of purchase money to the State, was..... | \$2,325,600 00 |
| And a nominal Capital Stock, in addition thereto, of.....  | 300,000 00     |
| 2. The nominal amount of loans which at that date had been made to said Company for the purposes authorized by its charter, was.....   | 2,500,000 00   |
| The actual amount of such loans realized and expended for such purposes was set forth in the Report of the Railroad Company, at.....   | \$2,064,540 16 |
| 3. The additional capital paid in to the consolidated company and employed in the State of Michigan during the year 1858, was.....   | 49,100 00      |
| Footings at.....   | \$5,174,700 00 |

<sup>1</sup> Report of Attorney General, 1858, p. 3.

<sup>2</sup> 4 Mich., 398.

<sup>3</sup> Act No. 113, 1846, p. 170.

<sup>4</sup> Act No. 195, 1850, p. 195.

<sup>5</sup> Act No. 138, 1856, p. 300. *Vide also* Laws of 1847, p. 217; *Id.*, 1849, pp. 130, 261; *Id.*, 1857, p. 403.



Section 3 of the above referred to act authorizing the consolidation of the Michigan Southern and Northern Indiana Railroad Companies provides that the company to be formed from the consolidation authorized by said act, shall continue subject to the same rate of tax as though such consolidation should not take place; and the amount of its capital upon which such taxation should be paid, should be such portion of its capital and loans as is actually employed in the State of Michigan, to be ascertained on or before the first day of January of each year, by the Auditor General, from the annual reports of said railroad company.

In accordance with the above provision of the law under which the consolidated company had its existence, and from the said report of the railroad company, the Auditor General ascertained the amount upon which said Company should pay the tax of three-fourths of one per cent, to be \$5,174,700.00, and charged \$38,810.25 upon the books of his office, as the amount of specific tax due the State from said railroad company in January, 1859. Of this amount the company paid \$27,091.91, and filed a bill in chancery, in the Wayne Circuit, against the Auditor General to restrain the collection of the balance, \$11,718.34. A hearing was had in said circuit during the summer of 1861 on pleadings and proofs, and a decree made dismissing the bill of complaint, from which decree the said company appealed to the Supreme Court, where the case was argued and submitted at the October term for 1861.<sup>1</sup>

In this case the complainants claimed exemption from taxation upon sums included in the amount upon which the Auditor General had computed the specific tax due in January, 1859, as follows:

1. The bonus of 3,000 shares of stock issued to the original purchasers of the road, amounting to.....	\$300,000 00
2. The discount upon certain Bonds sold by the Company amounting to.....	185,459 84
3. The Jackson Branch Bonds.....	250,000 00
4. The cost of various steamboats, one of which was destroyed some years since, and the remainder alleged to have been employed and taxed in other States, amounting to.....	466,848 02
5. The sum lent by complainants to the Chicago and Mississippi Railroad Company, and secured by worthless securities, amounting to.....	300,000 00
6. The expense incurred in obtaining loans and selling bonds, amounting to.....	60,136 87

Total upon which exemption from taxation was claimed... \$1,562,444 73

Upon which the specific tax would be \$11,718.34.

In this case items 1, 2, 3 are the same as those determined by the Supreme Court in the case commenced in the Lenawee Circuit in 1856, and which were held to be subject to taxation by the State.

In the present case it was held by the Supreme Court: <sup>2</sup>

*As to Claim No. 1.*—That no deduction should be made for the 3,000 shares of capital stock alleged by the company to have been distributed as a bonus among the original stockholders, without any consideration being received therefor, the allegation not being sustained by the proofs in the case.

<sup>1</sup> Report of Attorney General for 1861, p. 2.

<sup>2</sup> 9 Mich., 448.

*As to Claim No. 2.—Quære*—Whether the amount of the bonds of the company issued for loans, is to be taken as the amount of its loans, for the purposes of taxation, within the meaning of the law, or whether from this amount should be deducted the discount allowed on the sale of its bonds?

*As to Claim No. 3.—Quære*—Whether a deduction from the taxable amount should be made of the bonds of the company which were loaned, and for which worthless securities were subsequently taken in payment?

*As to Claim No. 4.*—That no deduction can be made from the amount taxable, for the cost of steamboats destroyed by accident, or lying idle within the limits of another State and taxable there.

*As to Claim No. 5.*—That the company can claim no exemption from taxation upon any sum of money borrowed by it, and afterward loaned upon worthless securities, whereby it became lost to the company.

*As to Claim No. 6.*—The company can claim no exemption from taxation on sums of money paid out for commissions and other expenses attending the sale of its bonds and the obtaining of loans.

The tax on the two items as to which the Supreme Court disagreed amounted to \$3,265 95, and at the conclusion of the suit remained unpaid for the years 1858, 1859, 1860, and 1861.

Under the former decision of the Supreme Court, it was held that the items of capital stock, loans, etc., upon which this \$3,265 95 of annual specific tax was computed, "constituted a proper basis for computing the specific State tax required by the charter of the Company to be assessed by the Auditor General," but the Company refused to pay it, and in August, 1862, filed its bill of complaint in the Circuit Court for the county of Wayne, in Chancery, against the Auditor General, to restrain him from collecting the tax for the years 1858, 1859, 1860, and 1861,—\$13,063 80,—and the interest thereon to June 1, 1862,—\$5,954 10,—and obtained and served on him a temporary injunction.<sup>1</sup> The case was not brought to a final hearing until February, 1864,<sup>2</sup> when it was argued and submitted to the Court upon pleadings and proof.<sup>3</sup> The decree was made in February, 1865, whereby the Auditor General was forever restrained and enjoined from issuing any warrant or process, and from taking any proceeding whatsoever to collect, and from making any demand therefor upon the said complainant company, the sum claimed or the interest thereon, or any part of such sum or interest.

This decree of the Wayne Circuit Court is against that of the Supreme Court first above referred to. No appeal was taken from this decree. Under it the Company pays specific tax upon a sum made up of items, as follows:

1. Capital stock,—including purchase price and bonus.....	\$2,625,600 00
2. Bonds issued.....	\$2,500,000 00
Less, loss in sale of portion thereof \$185,459 84	
Jackson Branch Bonds.....	250,000 00
	<hr/> 435,459 84
	2,064,540 10
3. Capital stock issued in 1858.....	49,100 00
	<hr/>
Total upon which Specific Tax is computed.....	\$4,739,240 16
<hr/>	
The annual specific tax upon which amounts to \$35,544.30.	

<sup>1</sup> Report of Attorney General, 1862, p. 7.

<sup>2</sup> Report of the Attorney General, 1864, p. 9.

<sup>3</sup> Report of the Attorney General, 1865, p. 11, where will be found a copy of the decree of the Wayne Circuit Court issued by B. F. H. Witherell, Circuit Judge.

How the tax, which had been charged against the Michigan Southern and Northern Indiana Railroad Company, upon the sums declared by said decree to be exempt from taxation, was disposed of, will appear by the following from the Report of the Auditor General for the year 1865:

"According to this decision of the Wayne County Circuit Court, in connection with a decision of the Supreme Court of the State, given in 1862, the Company is liable to pay a specific tax of \$35,544.30 annually while an amount of 38,810.25 had been charged against the Company on the books of this office. In accordance with said decree of the Wayne County Circuit Court, I have now credited the Company with the excess charged them, amounting to \$3,265.95, annually, or to \$19,695.70 for the last six years."

In the case which is reported in 9 Mich., 448, the Supreme Court held that the Company was subject to taxation on shares of capital stock alleged to have been issued as a bonus to the original stockholders. This decision was rendered at the January term for 1862, since which time the Michigan Southern and Northern Indiana Railroad Company, by consolidation with the Cleveland and Toledo, the Cleveland, Painesville and Ashtabula, the Erie and North-East, and the Buffalo and State Line Railroad Companies, became in August, 1869, the Lake Shore and Michigan Southern Railway Company.<sup>1</sup> If in the adjustment of values for the purposes of such consolidation, as the process was carried on between the several companies, there was issued capital stock to the holders of stock in the Michigan Southern and Northern Indiana Railroad Company as a consideration for such consolidation, or for the purpose of the adjustment of value between the stock of this road and that of any other road which entered into the consolidation,<sup>2</sup> it is believed that the above cited ruling of the Supreme Court would increase the amount upon which the Company now pays a specific tax, by the amount of stock so issued for purposes of such adjustment."

In the third foot note, p. 9, the Auditor General says:

"The proportion of Capital Stock expended within this State, as determined

<sup>1</sup> Report for 1865, p. 2.

<sup>2</sup> The history of the organization of the Lake Shore & Michigan Southern Railway Company, as stated in the Report of its officers for 1870, is as follows:

The Company is a consolidation of the following roads:

The *Buffalo & State Line Railroad*—extending from the city of Buffalo, in the State of New York, westward, to the State Line of Pennsylvania—68 miles.

The *Erie & North-East Railroad*—extending from the State line of Pennsylvania to the city of Erie, in the State of Pennsylvania—20 miles.

These two roads were consolidated, under the name of the *Buffalo & Erie Railroad Company*, in the year 1867, in pursuance of laws of the States of New York and Pennsylvania.

The *Cleveland, Painesville & Ashtabula Railroad*—extending from the city of Erie, in the State of Pennsylvania, to the city of Cleveland, in the State of Ohio—36 miles.

The *Cleveland & Toledo Railroad*—extending from the city of Cleveland, in the State of Ohio, to the city of Toledo, in the State of Ohio—113 miles.

With a branch (or Northern Division) extending from Elyria (twenty-six miles west of Cleveland) to the city of Sandusky, in the State of Ohio—35 miles.

Also, extending from Oak Harbor (twenty-six miles west of Sandusky) to Millbury (near Toledo)—15 miles.

These two roads last mentioned, were consolidated under the name of the *Lake Shore Railway Company* in March, 1869, pursuant to the laws of the States of Ohio and Pennsylvania.

The *Michigan Southern & Northern Indiana Railroad*—extending from the city of Toledo, in the State of Ohio, to the city of Chicago, in the State of Illinois—244 miles.

This road was consolidated with the *Lake Shore Railway Company*, under the name of the *Lake Shore & Michigan Southern Railway Company*, in May, 1869, pursuant to the laws of Pennsylvania, Ohio, Michigan, Indiana, and Illinois.

In August, 1869, the *Buffalo & Erie Railroad Company* was consolidated with the *Lake Shore & Michigan Southern Railway Company*, under the name of the *Lake Shore & Michigan Southern Railway Company*, pursuant to the laws of the States of New York, Pennsylvania, Ohio, Michigan, Indiana, and Illinois, thus forming a continuous line of railway, five hundred and forty miles in length, between the cities of Buffalo, in the State of New York, and Chicago, in the State of Illinois.

<sup>3</sup> The proportion of Capital Stock expended within this State, as determined by the Railroad Commissioner, is \$11,248,483.00; the proportion of Loans is \$7,968,189.00, giving a total of \$19,216,672.00. *Vide* *supra*, p. cxiv, Note "1;" also, *ib.*, p. cxvi, Note "1."

by the Railroad Commissioner, is \$11,248,483.00; the proportion of Loans is \$7,968,189.00, giving a total of \$19,216,672.00."

This statement compels me to make the following explanation:

There are several railroad companies doing business in Michigan, whose roads lie partly within, and partly without the State. The Capital Stock, Debt, Cost, Earnings, and Expenses are reported to the Commissioner of Railroads, for their entire roads. In order to approximate the total amount invested in railroad property, as well as the earnings and expenses, within the State, the blanks furnished by the Commissioner to the railroad companies upon which to make their reports (and the same rule has been adopted in other States), make provision for a report of Capital Stock, Debt, Earnings, and Expenses apportioned to Michigan, on the basis of the proportion of the miles of road in this State, to the total length of the road. On this basis the companies have made their returns, and the amounts so returned appear in the report. In the blanks furnished, as above mentioned, for making reports, in connection with the questions relative to Stock, Debt, and Cost, the following foot-note is inserted:

"Unless some very good reason exists to the contrary, this proportion should be for the miles of road in this State compared with the whole. If made on a different basis, please state the reasons therefor."

No company has ever stated its proportion as being made on any other basis. But this rule for approximating a proportion of investment for this State, is arbitrary, and is used only in the absence of any other means by which a result could be reached. This method no more determines the amount of capital actually invested in this State than the amount of earnings reported as apportioned to Michigan shows the amount actually earned in the State; *e. g.*, a road 200 miles long, lying one-half within, and the other half without a State, might be so situated as that the one portion should have but a slight traffic, and hence a single track, and a light equipment, costing not more than \$25,000.00 per mile, while the other portion might be so advantageously situated for business as to require a double track, a very large equipment, and extensive buildings and machine shops, the total cost of which might be \$100,000.00 per mile. And yet, with all this disproportion of actual investment in the two States, when the above cited *pro rata* rule is applied it would bring the figures for the portion which actually cost \$25,000.00 per mile, up to \$62,500.00 per mile. The same holds true of the earnings. Upon the portion outside of the State, they may be very large, owing to local causes, while for the portion within the State, they may be less than one-half the amount outside of the State; and yet, by the above rule of apportionment, the latter portion would be credited with having earned as much as the former.

This explanation may apply with equal propriety to the portion of the Governor's message wherein he alludes to the value of the Lake Shore & Michigan Southern Railway as apportioned to Michigan.

In their annual report to the Auditor General for taxation, the company regularly insert the following sworn protest:

"Under the third section of the Consolidation act, they report that the portion of their capital and loans actually employed in the State of Michigan is \$3,612,255.27; but under the decision of the Supreme Court of the State of Michigan in January, 1862, and of the Circuit Court of Wayne county in January, 1865, the company is held liable to the specific State tax of three-fourths of one per cent upon \$4,739,240.16."

This tax as determined by the court, amounts to \$205.00 per mile of road, and is on a basis of a stock and debt investment of \$27,333.00 per mile. A comparison of this amount with the amount of stock and debt of the other roads in our State can be made by referring to Table III., p. xxxiv., of the report of the Commissioner of Railroads for 1875.

#### CHARTERED RAILROAD COMPANIES IN MICHIGAN.

The chartered roads in Michigan are the following :

*Detroit & Milwaukee.*

*Michigan Central.*

*Grand River Valley.*

*Lake Shore & Michigan Southern.*

*Eric & Kalamazoo.*

*Port Huron & Lake Michigan.*

The names of some of these, as is hereafter shown, have substantially disappeared through leases and consolidations. All roads now operated in the State other than the five first named above, are organized and carried on under the General Laws relating to Railroads.

#### DETROIT & MILWAUKEE.

The Detroit & Milwaukee Railroad Company are the successors under a mortgage foreclosure of the Detroit & Milwaukee Railway Company, an organization formed by the consolidation of the Detroit & Pontiac and Oakland & Ottawa Railroad companies.

The Detroit & Pontiac Railroad Company was incorporated by an act of the Territorial Legislature, approved March 7, 1834 (Terr. Laws, Vol. III., p. 1287), with an authorized capital of \$100,000. It was to build a road from Detroit to Pontiac, over which the president and directors of the company were to be allowed to regulate their own tolls and rates of transportation. It was also provided, that after twenty years from the completion of the proposed road, the Territory or State might purchase and hold the road "for the use of the Territory," at a price not to exceed the cost of construction with fourteen per cent thereon added, or after thirty years, at the appraisal of commissioners appointed by the Governor and the Legislature. By a Territorial act, approved March 26, 1835, the stockholders of the road were authorized to establish a bank to which the stock of the railroad company was to be transferred as security for its notes, *'and when the net proceeds of the road should have paid for its building, and all expenses for repair and operation, together with seven per cent on the moneys so expended, the road should become the property of the Territory or State, and should become a free road, except that enough toll should be taken to keep it in repair ;'* the bank was then to become a separate institution.—(Terr. Laws, Vol. III., p. 1387). Of course this scheme never was consummated. By Act 96 of 1850, the road was authorized to extend and connect with the Oakland & Ottawa Railroad, and its capital stock was increased to \$200,000, with permission to the company to increase it to the farther limit of \$500,000.

The Oakland & Ottawa Railroad Company was incorporated by Act 234 of 1848, and was authorized to build a road from Pontiac to Lake Michigan in Ottawa County, via Fentonville. It was to be allowed to charge for tolls and transportation such sums as should be lawfully established by the by-laws, and

to regulate the time and manner of transporting goods and passengers. It was to pay to the State Treasurer in the last week in January of each year, an annual tax of one-half per cent upon its capital stock paid in, including all loans made by the company;—also upon all net proceeds invested in the construction and stocking of the road. After 20 years the State might purchase the road and all of its effects subject to existing liens, for the value of the entire stock of the shares, and ten per cent in addition to the market value of such stock or shares. After 20 years also, the Legislature might alter, amend, or repeal this charter by a two-thirds vote of both Houses.

By Act 112 of 1855, passed at a time when the consolidation of these companies was contemplated, it was enacted that the Detroit & Pontiac and the Oakland & Ottawa Railroad companies, or the company resulting from their consolidation, should, by the first of July in each year, pay an annual tax of one per cent on the amount paid in of their capital stock, and in consideration of this the property of the companies was to be “exempt from all and every tax, charge, and exaction by virtue of any law of this State, except for penalties,”—the act to take effect when the written acceptance of its terms by the companies was filed with the Secretary of State.

The Detroit & Milwaukee Railway Company was established by Act 140 of 1855, which provided that the Detroit & Pontiac Railroad Company should thereafter be known under that name, and should be permitted to increase its capital stock from time to time to an amount not exceeding \$10,000,000 in such manner as the Board of Directors might determine; it might also purchase the rights and property of the Oakland & Ottawa Railroad Company whose stockholders were to become stockholders of the Detroit & Milwaukee Railway Company, the whole road to be subject to the charter of the Detroit & Pontiac Railroad Company as originally granted and subsequently amended. Other roads might cross or connect with it. By the first of July in each year, it must pay an annual tax of one per cent on the capital stock paid in. The act was to be accepted by the stockholders of the component companies and the acceptance filed with the Secretary of State. And by Act 34 of 1859, the Detroit & Milwaukee Railway Company was authorized to purchase the rights, property, and franchises of the Port Huron & Milwaukee Railway Company, the latter to be merged in the former upon the acceptance of the act by the stockholders of both companies.

The Detroit & Milwaukee Railroad Company, having, by authority of Act 96 of 1859, become the successors under a mortgage foreclosure, to the rights, privileges, property, and franchises of the Detroit & Milwaukee Railway Company, it was authorized by Act 94 of 1861 to issue to the former stockholders in the latter company as much stock as should be agreed upon between them and the directors of the new company, but it should not be less than twenty per cent of the par value of the former stock. The rule of taxation was not to be changed but was to continue at the rate of one per cent upon the capital stock originally paid in, and upon such as might thereafter be paid in to the new company. There seems to be no provision for the amendment or repeal of the charter under which the company claims to act.

#### MICHIGAN CENTRAL.

From 1837 to 1846 there were several acts of Legislature authorizing the expenditure by the State Board of internal improvements of sums appropriated at various times, at first for surveying the route of a central railroad, and



afterwards for the construction and running of the road. In 1846 the State sold the road for \$2,000,000 to a company incorporated under Act 42 of that year, the act being at once the deed of sale and the charter of the Michigan Central Railroad Company.

The charter authorizes the Company to carry on no other business except what properly belongs to a railroad and transportation company. It is not to re-locate any portion of the road so as to change materially the route, which was to extend from some suitable point not less than 6000 feet from the foot of Woodward Avenue in Detroit, through Ypsilanti, Ann Arbor, Dexter, Jackson, Marshall, Battle Creek, and Kalamazoo, to some point in Michigan on or near Lake Michigan accessible to steamboats, and thence to some point in the State's southern boundary. Without the Company's consent, no railroad from the eastern or southern boundary of the State may be built so as to approach, westwardly of Wayne county, within five miles of its line, nor any railroad beginning within twenty miles of Detroit, and extending to Lake Michigan or the southern boundary, whose line would run, on an average, within twenty miles of the line of the Central. These provisions, however, are not to interfere with the line of the Southern Railroad as then designated, or with the crossing of the Central by other roads.

For the transportation of persons any less distance than the whole length of the road from Lake Michigan to Detroit River, allowing to each not more than 100 pounds of personal baggage, the company may not receive above the rate of three cents per mile, and ten cents in addition on distances not exceeding 30 miles. The prices charged upon flour and grain shall never exceed three-fourths of the prices charged by the State of Michigan for their transportation on the Central Railroad on January 1, 1846, and on flour, grain, lime, salt, plaster, coal, nails in kegs, iron, mill-irons and castings, fish in barrels or half-barrels, lumber, sugar in boxes or in casks not less than a barrel, molasses in hogsheads or barrels, pot and pearl ashes, beef, pork, and wool packed in sacks, no greater sums shall be charged for transportation per mile thereof than during the months of September and October, 1845, were charged and taken upon these articles upon the Boston & Lowell, Boston & Providence, and Boston & Worcester railroads,—the average of the prices and tolls then charged and taken upon these three roads upon these articles when transported upon either of said roads exclusively, being the maximum price the Central may charge or take, unless with the consent of a majority of the following State officers, viz.: the Secretary of State, Auditor and Attorney General. No greater price shall be charged for wheat in sacks or barrels per pound than is charged for flour the same distance per pound. The act provided that the average price charged upon the New England roads should be determined by a committee consisting of one or more of the said State officers, and not more than an equal number of the directors of the company, and that if they disagreed, they might add another person to their number; if they should not, after all, come to an agreement, the rates and tolls might be fixed upon the basis mentioned, on the application of the State, by the court of chancery. If required by the Legislature the rates shall be reviewed, but not oftener than once in ten years, and made to correspond with the average tolls and rates charged on the said New England roads during the twelve months next preceding the first of January of the year in which the review should be ordered, the rates to be always fixed in the manner just described. The company shall not at any time charge for the transportation of persons or property any less distance than the entire line

of the railroad, any greater sums or tolls per mile than may then be charged by the company on that portion of the railroad between Ypsilanti and Detroit; otherwise to forfeit to the State one hundred dollars.

After notice served or sent by mail, announcing the arrival of goods, the company may charge reasonably for their storage after they shall have remained twenty-four hours (Sundays excepted) in the Detroit depot, or four days elsewhere. If it charges otherwise, it shall forfeit fifty dollars to the State for each case. It may own, charter, or hire, not more than eight vessels for carrying persons and property, and may take such remuneration therefor "as to it shall seem meet and proper." \* \* \* "Whenever it shall become necessary to renew or replace the rail upon said railroad between the city of Detroit and Kalamazoo, *the new rail to be placed upon said portion of said road shall be an iron rail* of such dimensions that it shall weigh not less than 60 pounds to the yard thereof." All rail upon the principal line must be of 60 pounds weight to the yard. Under a five-thousand-dollar penalty for every 30 days' neglect, the company must always keep sufficient motive power and cars, for the expeditions and convenient transaction of all business and transportation of all persons and property offering for transportation, according to the usual course of business upon the line. It is subject to the usual provisions for fences, cattle-guards and farm-crossings.—(Act 139 of 1855.)

The corporate stock was at first fixed at \$5,000,000, with the privilege of increasing it to \$8,000,000, but the company was afterward (Act 139 of 1855) authorized to increase it from time to time to an amount necessary to cover the cost of the construction, completion, equipment, operating and keeping up of the road and its connections, and to lay down a double track, both within and without the State. For such purposes it might issue bonds in such sums and at such rates of interest as might be approved by the directors, who could give to the bond-holders the right of converting the principal due thereon into the stock of the company. But by Act 95 of 1859 no bonds or obligations convertible into stock could thereafter be issued, beyond the amount necessary for complying with the provisions of a then existing mortgage of \$8,000,000 upon the company's property and franchises; nor might the corporation thereafter create and issue, or sell any more of its stock than should be required to meet the demand for the conversion of bonds then issued or provided to be issued under that mortgage, without the consent of a majority in interest of the stockholders.

The charter provided that the company should pay to the State Treasurer an annual tax of one-half of one per cent upon the capital stock paid in, including the two millions of purchase money paid to the State, until February 1, 1851, and thereafter an annual tax of three-fourths of one per cent on the same basis and also upon all loans made to the company for constructing the road, or purchasing, constructing, chartering, or hiring the steamboats which the company is authorized to hold. In consideration of this, all property of the company is to be "exempt from all and every other tax, charge, and exaction, by virtue of any laws of this State now or hereafter to be in force, except penalties," by the charter imposed.

The State was empowered to repurchase the railroad and all property of the company after January 1, 1867, taking every thing subject to liens thereon for loans invested in the road and its works, and was to pay therefor the market value of the entire stock of, and shares in, the company, and ten per cent in addition, the market value to be ascertained by taking the average of the public sale prices of the stock or shares as made in Boston and New York during the

twelve months preceding the year in which the State shall so purchase, but in no case shall the amount to be paid be less than the amount of capital actually paid in by the stockholders. If the State and the company could not agree upon the market value, the Supreme Court was to be competent to determine it upon application to made within six months after the State should elect to purchase.

The State reserved the right, at any time after 30 years from the granting of the charter, to repeal amend, or alter it, by a two-thirds vote of the Legislature, "*provided that said company shall be compensated by the State for all damages sustained by reason of such alteration, amendment, or repeal.*"

Three amendatory acts have been passed in modification or extension of the charter, viz.: Act 197, of 1848; 139 of 1855, and 95 of 1859. The company is allowed to aid any incorporated railroad company authorized to build a railroad from the southern boundary of the State, near Lake Michigan, to Chicago, in the construction, maintenance, and operation of its road, to connect the Central from its western terminus (in 1848) with Chicago, and for such purpose to hold stock in any such company, and contract to make or guarantee loans of money to it, furnish it materials or locomotive power, or operate its road (Act 197 of 1848). The directors of the Central may arrange with any railroad company now or hereafter organized within or without the State, for transporting persons and property, or operating its road, or for permitting any such company to operate on the road of the Central (Act 139 of 1855). But after 1859 the directors were forbidden to enter into any obligations with any other railroad company, and binding the Central more than two years, unless a majority in interest of the stockholders consented.—(Act 95 of 1859).

For several years the amount of tax paid by this company under the provisions of its charter, has been greater than would have been the case had the company been organized under the general law. The amount of their tax for 1875, was \$134,083.24, or for the miles of road in this State \$606.71 per mile. Under the general law their tax for 1875 would have been \$117,423.21, or \$16,660.03 less than the amount now paid. Their tax per mile of road under the general law would have been \$531.32.

#### GRAND RIVER VALLEY.

The Grand River Valley Railroad Company, whose road, extending from Jackson to Grand Rapids, is now leased to the Michigan Central Railroad Company, was chartered by Act 98 of 1846, with a capital stock of one million dollars. It was authorized to charge for the transportation of property a reasonable sum not exceeding the charges made by the Michigan Central on January 1, 1846, and for storage, upon the same terms as were allowed to the latter company. It was to permit side tracks to intersect its main road wherever necessary to the public convenience, and was to receive property therefrom, when required, without unreasonable delay. Its annual tax was to be one-half of one per cent upon the capital stock paid in until February 1, 1861 (Act 87 of 1847), after which it was to be three-fourths of one per cent upon its capital stock paid in, and also upon all loans made to the company for construction of the road. The State reserved the right at any time after twenty years, to take possession of the railroad and the company's property on payment of the amount of investment and ten per cent in addition. After thirty years (Act 87 of 1847), the Legislature might alter, amend, or repeal the charter by a two-thirds vote, or might do so at any time for a violation of said charter.

Under the provisions of its charter, the tax paid by this company for 1875, is \$14,940.00, or \$158.31 per mile of road operated. If its taxes for 1875 had been computed under the provisions of our general law, it would have amounted for that year to but \$5,733.38, or \$60.35 per mile of road operated, or a total of \$9,206.62 less than the amount paid under their charter.

#### LAKE SHORE AND MICHIGAN SOUTHERN.

The Lake Shore & Michigan Southern Railway Company arose from the consolidation in 1869, of the Lake Shore Railway with the Michigan Southern & Northern Indiana Railroad, the latter of the two being a corporation formed by the consolidation, in 1855, of the Michigan Southern and Northern Indiana Railroad Companies. The consolidations of 1857 and 1869 were effected under the General Law of 1855 for the incorporation of railroad companies, by which any new corporation so formed, should possess all the powers, rights, and franchises conferred upon the two or more corporations of which it should be composed, and should be subject to all the restrictions, and perform all the duties imposed by the provisions of their respective charters.—(Compiled Laws of 1857, Vol. I., p. 653, § 1994). The consolidation of the Michigan Southern and Northern Indiana was accomplished by a special enactment.—(Act 138 of 1855).

The Michigan Southern Railroad Company was surveyed and begun, like the Michigan Central, by the State, which held it from 1837 to 1846. In 1841, the State bought the River Raisin and Lake Erie Railroad, running between Monroe and La Plaisance Bay, and declared it a part of the Southern. By Act 113 of 1846 it sold the whole road, including the Tecumseh branch,—the old Palmyra & Jacksonburgh Railroad,—for \$500,000, and chartered the company that bought it, under general conditions almost identical with those contained in the charter of the Michigan Central. The company was to be strictly for railroading and transportation, and its line was to pass from "some suitable point at or near the mouth of the ship canal," in Monroe, through Petersburg, Adrian, Hillsdale, Coldwater, Jonesville perhaps, and some eligible point on the St. Joseph river, to Niles. The branch was to pass through Tecumseh, Clinton, and Manchester to Jackson. No railroad, except intersecting roads, could thereafter be built so as to come within five miles of the line of the Southern westwardly of Monroe township, and none could be built so as to commence within 20 miles of Monroe, and extend to Lake Michigan or to the southern boundary of the State, whose line should run on an average within 20 miles of the main line of the Southern.

The company was not to charge any higher sums for tolls and transportation than were charged upon the Southern road on the first day of January, 1846, and by Act 195 of 1850, the rates between Monroe and Adrian might never exceed the lowest price at any time charged from Adrian to Toledo, or on any railroad leading from any part of Lenawee county to any point in Ohio while the Michigan Southern should connect with any other railroad leading into that State. The charges for storage and shipment at the eastern terminus were not to exceed those charged by the Michigan Central Railroad Company at its eastern terminus, and no charge for storage could be made except upon goods that had remained in the company's possession four days, or at Monroe twenty-four hours (Sundays excepted), and then only upon notice to the consignees, if known. The company might own or hire six vessels for carrying persons and property, and might charge suitable rates for such transportation. If necessary

to public convenience, it was to allow side tracks to intersect its main line at any depot, and was to receive property from such side tracks without unreasonable delay. It was always to maintain sufficient motive power for the ordinary business of the road, and was always to receive and discharge persons and property at such ware-houses and places along the line as such persons or the consignors or owners of such property might direct, or else suffer a penalty of \$5,000 for each neglect of thirty days.

The authorized corporate stock of the company was fixed at \$2,000,000, with the privilege of increasing it to \$3,000,000. The company was forbidden to make any dividend exceeding six per cent per annum, until all the purchase money for the road, and all the interest thereon, should have been paid. By Act 195 of 1850 it was allowed to issue corporate bonds or obligations, not to exceed the capital stock in the aggregate, for the purpose of providing means for the payment of its debts, and the construction, extension, and completion of its railroads, shops, depots, buildings and equipments, for which purposes, also, it was allowed to issue shares of guaranteed stock, to be called "construction" stock, which, with the original stock, was not to exceed the amount of its capital stock allowed by law.

The State was empowered to repurchase the railroad and all property of the company after January 1, 1867, taking everything subject to liens thereon for loans invested in the road and its works, and was to pay therefor the market value of the entire stock of, and shares in, the company, and ten per cent in addition, the market value to be ascertained by taking the average of the public sale prices of the stock or shares as made in Boston and New York during the twelve months preceding the year in which the State shall so purchase, but in no case shall the amount to be paid be less than the amount of capital actually paid in by the stockholders. If the State and the company could not agree upon the market value, the Supreme Court was to be competent to determine it upon application to be made within six months after the State should elect to purchase.

The provisions of the original charter in regard to amendment or repeal are as follows:

"SEC. 37. The State reserves the right at any time after thirty years from the passage of this act, by a vote of two-thirds of each branch of the Legislature, to alter, amend, or repeal the same: *Provided*, The said company shall be compensated by the State for all damages sustained by reason of such alteration, amendment, or repeal."

The Michigan Southern was authorized to consolidate with the Northern Indiana Railroad Company, by Act 138 of 1855, the united corporation to possess all the franchises, property, powers, and privileges theretofore enjoyed by the Michigan Southern, and to be subject to all the restrictions, liabilities, and obligations imposed upon the two original corporations by virtue of their charters. The capital of the new company was not to exceed the aggregate amount of capital authorized by the charters of the companies of which it was composed. It was provided that the new corporation should continue subject to the same rate of tax as though the consolidation had not taken place; and the amount of its capital and loans upon which taxation should be paid thereafter, should be such portion of the whole of its capital and loans as should actually be employed in the State, to be ascertained by the Auditor General from sworn reports of the company."

Section six of the above act of consolidation, is as follows:

"SEC. 6. This act shall take effect whenever the said companies shall accept the same, and their acceptance in writing, signed by the president and secretary of said companies, under their corporate seals, shall be filed in the office of the Secretary of State."

#### ERIE & KALAMAZOO.

The Erie & Kalamazoo Railroad is operated by the Lake Shore & Michigan Southern Railway Company, which holds it under a perpetual lease at \$30,000 a year. The lessors are a corporation chartered by an act approved April 22, 1833 (Terr. Laws, Vol. III., p. 1125), with a capital of one million dollars. Their road lies between Adrian and Toledo, and constitutes that portion of the main line of the Lake Shore & Michigan Southern Railway. The president and directors of the company were to "have power to charge for tolls and transportation such sums as shall be established by the by-laws of the company," and the Territory reserved the right to purchase it at any time after the expiration of twenty years from its completion, at a price not exceeding its original cost, and fourteen per cent thereon. By act approved March 26, 1835 (Terr. Laws, Vol. III., p. 1396), the stockholders of the railroad company were authorized to establish a bank for the notes and debts of which the stock of the road was to stand as security. When the net proceeds of the road should have paid the cost of its construction, and the expenses of keeping it in repair and operation, and seven per centage on all such expenditures, the road was to become the property of the Territory or State, to be controlled by the Legislature, and to be a free road except for sufficient toll to keep it in repair, and at this time the bank was to be a separate institution.

By section 10 of Act 67 of 1845, it was ordered that the shares of stock in the Erie & Kalamazoo Railroad Company in Michigan be exempt from taxation for State purposes, but that in lieu thereof there should be assessed annually, between the first and the fifteenth of May, by the Auditor General, upon the capital stock of the corporation, a tax of one-half of one per cent, to be annually paid into the State Treasury by the corporation, by the first of the following December. But by Act 158 of 1846, it was declared that the company should pay to the State, in the last week of January, an annual tax of one-half of one per cent upon its capital stock paid in, and also upon all loans made to the company for the construction of the road. The Legislature reserved the right at any time to alter, amend, or repeal this latter act, or the act to which it was amendatory, viz.: the original charter of 1833, and ordered the amendatory act to take effect after thirty days from the taking effect of the charter of the Michigan Southern.

With regard to the taxation of this road, the Auditor General's report for 1874, p. cxxiii, contains the following:

"The Erie and Kalamazoo Railroad Company has paid-in capital stock to the amount of \$300,000.00, and \$361,787.78 of loans,—a total of \$661,787.78, taxable annually at the rate of one-half of one per cent thereon. This tax is upon the capital stock and loans to the company expended in the construction of its entire road; and since about two-thirds of its road is within the State, the tax is really three-fourths of one per cent upon that portion expended within the State for construction,—making the rate the same as in the case of other special chartered railroad companies operating within the State."

## PORT HURON &amp; LAKE MICHIGAN.

The Port Huron & Lake Michigan Railroad Company was incorporated by Act 5 of 1847, and continued a chartered corporation until the consolidation of its road with the Peninsular Railway in the summer of 1873, in accordance with the provisions of the General Railroad Laws, under the title of the Chicago & Lake Huron Railroad Company.

The communication and the accompanying document were laid on the table.

## NOTICES.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill to amend section 5291 of the compiled laws of 1871, relative to courts held by justices of the peace;

Also,

A bill to amend section 13, chapter 189, of compiled laws of 1871, relative to "The trial of issue of fact."

Mr. Stafford gave notice that on some future day he would ask leave to introduce

A bill to regulate the sale of medicines and poisons.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A joint resolution proposing an amendment to section one, of article nine, of the constitution of this State, relative to fees of State officers.

## INTRODUCTION OF BILLS.

Mr. Steele, previous notice having been given, and leave being granted, introduced

House bill No. 77, entitled

A bill to detach T. 31 N., of R. 5 W., Antrim county, from the township of Central Lake, and to attach the same to the township of Jordan in said county.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Turck, unanimous consent being given, introduced

House joint resolution No. 6, entitled

A joint resolution proposing an amendment to section 20, Article VI., and section 1, Article XI, of the constitution of this State, relative to the election of circuit judges and township officers.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

## MOTIONS AND RESOLUTIONS.

Mr. Allen offered the following:

*Resolved*, That the use of Representative Hall be granted to the State Pioneer Society, for Wednesday evening, February 7th;

Which was adopted.

## GENERAL ORDER.

On motion of Mr. Conely,

The House went into committee of the whole, on the general order.

Mr. Welker in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:



The committee of the whole have had under consideration the following entitled bill:

House Bill No. 47 (G. O., No. 4), entitled,

A bill to repeal act number 300, of session laws of 1873, entitled "An act to provide for the construction of a State road in the county of Newaygo," and approved March 7th, 1873;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

House bill No. 8 (G. O. No. 5), entitled

A bill to prohibit any person from obstructing the regular operation and conduct of the business of railroad companies;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

House bill No. 25 (G. O. No. 6), entitled

A bill to legalize the tax-roll of the township of Duplain, in the county of Clinton, for the year 1876;

And have directed their chairman to report the same back to the House, with the recommendation that it be laid on the table.

E. J. WELKER, *Chairman.*

Report accepted and committee discharged.

The first-named bill was placed on the order of third reading of bills.

The question being on concurring in the amendments made by the committee of the whole to the second-named bill,

On motion of Mr. F. A. Baker,

The House concurred.

The bill was then placed on the order of third reading of bills.

The question being on concurring in the recommendation of the committee of the whole as to the third-named bill,

On motion of Mr. Howland,

The House concurred.

The bill was then laid on the table.

Mr. Ross asked and obtained leave of absence for himself until the 23d on account of sickness.

Mr. Van Raalte moved that the House do now adjourn;

Which motion did not prevail.

Mr. Conely asked and obtained leave of absence for himself until the 23d.

Mr. S. Johnson asked and obtained leave of absence for himself until the 23d, on account of sickness in his family.

Mr. Welker moved to take from the table the resolution offered this A. M. by Mr. Conely, that when this House adjourn to-day it be until Monday at 8½ o'clock P. M.;

Pending which

Mr. Norris moved that the House do now adjourn;

Which motion did not prevail.

After considerable discussion on the question of taking from the table the resolution named,

Mr. Turck moved that the House do now adjourn.

Mr. Edwards demanded the yeas and nays.

The demand was seconded, and the motion to adjourn did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Eaton,	Mr. W. W. Johnson,	Mr. Phelps,
Allman,	Edward,	Knight,	Reed,
N. Baker,	Farr,	Lee,	Rork,
Canfield,	Ferguson,	Little,	Sharts,
Chase,	Gibbs,	Morrison,	Smith,
Cheney,	Gould,	Mosher,	Turck,
Clark,	Hall,	Nixon,	S. W. Turner,
Curtiss,	Hoyt,	Norris,	Speaker <i>pro tem</i>
Davis,	Ireland,		34

## NAYS.

Mr. F. A. Baker,	Mr. Hill,	Mr. North,	Mr. Stephenson,
Baldwin,	Hopkins,	Parsons,	Stevens,
Billings,	Howland,	Palmer,	Stinchcomb,
Brown,	Jewell,	Prindle,	Stone,
Conely,	S. Johnson,	Robbins,	Twadell,
Coon,	Keeler,	Sackrider,	Valade,
Crandell,	Kelley,	A. J. Sawyer,	Van Raalte,
Dillmann,	Ludlow,	J. C. Sawyer,	Walkinshaw,
Elliott,	McArthur,	Shetterly,	Welker,
Fletcher,	McGinnis,	Stafford,	Willett,
Hankerd,	Markham,	Stanchfield,	Woodworth,
Hawley,	Martin,	Steele,	Yeomans,
Hayes,	Miller,		50

The question being on taking from the table the resolution named,

Mr. Sharts moved that the House adjourn until to-morrow at 11 o'clock A. M.;

Which motion did not prevail.

The question being on taking from the table the resolution named,

Mr. Norris demanded the yeas and nays.

The demand was seconded, and the motion to take from the table prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Eaton,	Mr. McGinnis,	Mr. Stanchfield,
Allman,	Elliott,	Markham,	Steele,
F. A. Baker,	Ferguson,	Martin,	Stevens,
N. Baker,	Fletcher,	Miller,	Stone,
Billings,	Gould,	Morrison,	Twadell,
Brown,	Hall,	North,	Valade,
Chase,	Hankerd,	Palmer,	Walkinshaw,
Clark,	Hayes,	Phelps,	Welker,
Conely,	Hopkins,	Prindle,	Willett,
Coon,	Howland,	A. J. Sawyer,	Woodworth,
Crandell,	Jewell,	Shetterly,	Yeomans,
Dillmann,	McArthur,		46

## NAYS.

Mr. Canfield,	Mr. Hoyt,	Mr. Mosher,	Mr. Sharts,
Cheney,	Ireland,	Nixon,	Smith,
Curtiss,	W. W. Johnson,	Norris,	Stafford,
Davis,	Keeler,	Parsons,	Stephenson,
Edwards	Kelley,	Reed,	Turck,
Farr,	Knight,	Robbins,	S. W. Turner,
Gibbs,	Lee,	Rork,	Van Raalte,
Hawley,	Little,	Sackrider,	Speaker <i>pro tem</i>
Hill,	Ludlow,	J. C. Sawyer,	35

The question being on the adoption of the resolution,

Mr. Norris moved that the House do now adjourn.

Mr. Phelps demanded the yeas and nays.

The demand was not seconded.

The motion to adjourn then prevailed.

*Lansing, Saturday, January 20, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker *pro tem*.

Prayer by Rev. Mr. Franklin.

Roll called: quorum present.

Absent without leave: Messrs. Coon, Hankerd, McGinnis, Martin, Stevens, Thomson, Twadell and Yeomans.

Mr. A. J. Sawyer asked and obtained leave of absence for Mr. Hankerd until the 23d.

Mr. Billings asked and obtained leave of absence for Speaker Rich indefinitely on account of sickness.

Mr. Mosher asked and obtained leave of absence for Messrs. McGinnis and Coon until the 23d.

Mr. Van Raalte asked and obtained leave of absence for Messrs. Stevens and Yeomans until the 23d.

Mr. Woodworth asked and obtained leave of absence for Mr. Thomson until the 23d.

Mr. J. C. Sawyer asked and obtained leave of absence for Mr. Hall indefinitely on account of sickness.

Mr. Hawley asked and obtained leave of absence for himself after to-day until the 24th.

Mr. Stanchfield asked and obtained leave of absence for himself after to-day indefinitely.

Mr. Allen asked and obtained leave of absence for Mr. Martin until the 23d. on account of sickness in his family.

Mr. Wolker asked and obtained leave of absence for Mr. Twadell until the 22d.

## PRESENTATION OF PETITIONS.

No. 74. By Mr. Morrison: Petition of Wm. R. Corlet, Geo. McGuire, Jas. R. Hosie & Co., of the village of Wayne, relative to the incorporation of said village;

Referred to the committee on municipal corporations.

## REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
Senate bill No. 11, entitled

A bill to amend section 45 of chapter 150, being section 4247 of the compiled laws of 1871, relative to alienation by deed and the proof and recording of conveyances and the canceling of mortgages,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Acting Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred the memorial of John Q. McKernan, alleging that Hon. A. C. Davis, a member of this House, is not a resident of his district and therefore not qualified to hold his seat, respectfully report that they have investigated the case, and find that Mr. Davis is a resident of his district and entitled to hold his seat, although he has temporarily removed his family of five children therefrom, under circumstances which would lead persons not conversant with all the facts to believe that the removal was intended to be permanent. The committee report no action necessary, and ask to be discharged from any further consideration of the subject.

A. J. SAWYER, *Chairman*.

A. B. CHENEY,

FRED. A. BAKER.

Report accepted and committee discharged.

On motion of Mr. A. J. Sawyer,

The report was adopted.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
House bill No. 73, entitled

A bill to amend section 1 of chapter 55, of compiled laws of 1871, being compiler's section 1984, relating to the observance of the first day of the week,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Acting Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on rules and joint rules:

The committee on rules and joint rules, to whom was referred

The resolution of the gentleman from Muskegon, in reference to the adoption of a new rule, authorize me to report that they have had the same under consideration, and recommend the adoption of the following substitute.

JAMES M. TURNER, *Chairman*.

Report accepted and committee discharged.

The following is the substitute recommended by the committee:

*Resolved*, That the following be and is hereby adopted as a rule of this House:

RULE 70. All standing committees, before reporting adversely to any resolution or bill, shall notify the member presenting such resolution or bill, when and where he may meet with such committee to explain the same. Such notice to be given by mail in the House postoffice twenty-four hours, or in person at any time, before so reporting.

The question being on concurring in the recommendation of the committee, adopting the substitute as one of the standing rules of the House;

On motion of Mr. Hoyt,

The resolution was laid on the table.

By the committee on supplies and expenditures:

The committee on supplies and expenditures, report the accompanying bills for labor done and material furnished, under direction of the Sergeant-at-Arms of the House:

F. C. Carr.....	\$34 29
F. C. Carr.....	22 30

They have had the same under consideration, and have directed me to report the same back to the House and recommend their allowance at footing, and ask to be discharged from the further consideration of the subject.

JAMES LEE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Lee,

The recommendation of the committee was concurred in.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 38, entitled

A bill to amend article No. 69, in the charter of the city of Owosso, approved February 15, 1859,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 34, entitled

A bill to amend sections 14, 16, 25, and 27 of an act entitled "An act to pro-

vide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 16, 1869, being sections No. 980, 982, 991, and 993, of compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, with the request that it be printed, referred to the committee of the whole, and placed on the general order, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sharts,

The request of the committee was granted.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 10, entitled

A bill to provide for the compilation, printing and distribution of the laws relative to the support of poor persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House Bill No. 37, entitled

A bill to prohibit the sale of goods and merchandise in sealed packages,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### NOTICES.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill to provide for the appointment of a special commission to report modifications of the tax laws and laws relating to conveyances.

Mr. Farr gave notice that on some future day he would ask leave to introduce

A bill to amend and declare the true intention of act No. 409, session laws of 1869, relative to the organization of the township of Filer, in the county of Manistee, and to legalize certain actions taken thereunder.

## INTRODUCTION OF BILLS.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 78, entitled

A bill to amend section 43, chapter 178, compiled laws of 1871, being an act entitled "Courts held by justices of the peace."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 79, entitled

A bill to amend section 13, chapter 189 of the compiled laws of 1871, being an act entitled "The trial of issue of fact."

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

Mr. Morrison, previous notice having been given, and leave being granted, introduced

House bill No. 80, entitled,

A bill to incorporate the village of Wayne, in the county of Wayne, Michigan.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Woodworth, previous notice having been given, and leave being granted, introduced

House bill No. 81, entitled

A bill to amend sections 5653 and 5654 of compiled laws of 1871, being compiler's sections 3 and 4 of an act to provide for the appointment of a State reporter, approved April 17th, 1871.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Prindle, previous notice having been given, and leave being granted, introduced

House joint resolution No. 7, entitled

Joint resolution proposing an amendment to section 1, of Article IX., of the constitution of this State, relative to fees of State officers.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

## THIRD READING OF BILLS.

House bill No. 47 (G. O., No. 4), entitled

A bill to repeal act number 300, of session laws of 1873, entitled "An act to provide for the construction of a State road in the county of Newaygo," and approved March 7, 1873,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Ferguson,	Mr. Markham,	Mr. Sharts,
Allman,	Fletcher,	Miller,	Shetterly,
F. A. Baker,	Gibbs,	Morrison,	Smith,
N. Baker,	Gould,	Mosher,	Stafford,



Mr. Baldwin,	Mr. Hawley,	Mr. Nixon,	Mr. Stanchfield,
Billings,	Hill,	Norris,	Steele,
Brown,	Hopkins,	North,	Stephenson,
Canfield,	Howland,	Parsons,	Turck,
Cheney,	Hoyt,	Palmer,	J. M. Turner,
Clark,	Jewell,	Phelps,	S. W. Turner,
Crandell,	W. W. Johnson,	Prindle,	Valade,
Curtiss,	Keeler,	Reed,	Van Raalte,
Davis,	Kelley,	Robbins,	Walkinshaw,
Dillmann,	Lee,	Rork,	Welker,
Eaton,	Little,	Sackrider,	Willett,
Edwards,	Ludlow,	A. J. Sawyer,	Woodworth,
Elliott,	McArthur,	J. C. Sawyer,	Speaker <i>pro tem</i>
Farr,			69

NAYS.

0

Title agreed to.

On motion of Mr. Smith,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 18 (general order No. 1), entitled,

A bill to amend an act entitled "An act making appropriations for the heating and ventilating apparatus for the new capitol, and for improvements in said building," approved February 18, 1875,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Hoyt,

The bill was laid on the table.

#### MOTIONS AND RESOLUTIONS.

Mr. F. A. Baker offered the following concurrent resolution :

*Resolved* (the Senate concurring), That the Congress of the United States be hereby requested to pass the bill reported to the two Houses on the 18th inst. by the committees on the electoral count ;

*Resolved*, That the Governor be requested to transmit copies of the foregoing resolution to each House of Congress, and to each of our Senators and Representatives ;

Mr. Baldwin moved that the rules be suspended and the concurrent resolution be made the special order for Wednesday next at 2½ o'clock P. M. ;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

The concurrent resolution was then laid over under the rules.

#### UNFINISHED BUSINESS.

The question being on the adoption of the following resolution :

*Resolved*, That when the House this day adjourns, it do so until the evening of Monday, the 22d instant, at half-past eight o'clock,

On motion of Mr. Allen,

The resolution was laid on the table.

Mr. A. J. Sawyer moved that the House take a recess until 2 P. M. ;

Which motion did not prevail.

## GENERAL ORDER.

On motion of Mr. Robbins,

The house went into committee of the whole on the general order,

Mr. Allen in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 33 (G. O. No. 10), entitled

A bill to change the names of Agnes B. Frye, Francis W. Frye, Jennie M. Frye, Margaret S. Frye, Grace B. Frye, Agnes J. Frye, John E. Frye, and Hampton R. Frye, to the surname of Stephens;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

House bill No. 7 (G. O. No. 8), entitled

A bill relative to the organization of meetings of the Legislature;

But not having gone through therewith, have directed their chairman to report that fact to the House, and ask leave to sit again.

E. P. ALLEN, *Chairman*.

Report accepted.

The first named bill was placed on the order of third reading of bills.

The question being on granting the committee of the whole leave to sit again to consider the second named bill,

On motion of Mr. Shetterly,

Leave was granted.

Mr. F. A. Baker moved that the House take a recess until 2 o'clock P. M.

Pending which,

Mr. Norris moved that the House adjourn until Monday at 8:30 P. M.

Mr. A. J. Sawyer demanded the yeas and nays.

The demand was seconded, and the motion did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Baldwin,  
Clark,  
Elliott,

Mr. Gould,  
Markham,

Mr. Norris,  
Prindle,

Mr. Shetterly,  
Willett,

9

## NAYS.

Mr. Allen,  
Allman,  
F. A. Baker,  
N. Baker,  
Billings,  
Brown,  
Canfield,  
Cheney,  
Crandell,  
Curtiss,  
Davis,

Mr. Ferguson,  
Fletcher,  
Gibbs,  
Hawley,  
Hill,  
Hopkins,  
Howland,  
Hoyt,  
Jewell,  
W. W. Johnson,  
Keeler,

Mr. Ludlow,  
McArthur,  
Miller,  
Morrison,  
Mosher,  
Nixon,  
North,  
Parsons,  
Palmer,  
Phelps,  
Reed,

Mr. J. C. Sawyer,  
Sharts,  
Smith,  
Stafford,  
Stanchfield,  
Steele,  
Stephenson,  
Turck,  
S. W. Turner,  
Valade,  
Van Raalte,

Mr. Dillmann,	Mr. Kelley,	Mr. Robbins,	Mr. Walkinshaw,
Eaton,	Knight,	Rork,	Welker,
Edwards,	Lee,	Sackrider,	Woodworth,
Farr,	Little,	A. J. Sawyer,	Speaker <i>pro tem</i>

60

The House then took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker *pro tem*.

Roll called : quorum present.

The House took up the regular order of business.

#### PRESENTATION OF PETITIONS.

No. 75. By Mr. W. W. Johnson : Memorial of C. P. Friend, supervisor of Paris township, Kent county, relative to the liquor traffic.

On demand of Mr. W. W. Johnson,

The memorial was read at length.

Mr. W. W. Johnson moved that the memorial be spread at large upon the journal;

Which motion did not prevail.

The memorial was referred to the committee on the liquor traffic.

No. 76. By Mr. Sharts; Petition of O. C. Waugh, Geo. R. Darling, Laura E. Pope, Mary Marshall and 21 other persons, residents of Bennington, Shiawassee county, praying for the enactment of a law to prohibit the manufacture and sale of alcoholic liquors for drinking purposes, within the State.

On demand of Mr. Sharts,

The petition was read at length.

Mr. Sharts moved that the petition be spread at large on the journal;

Which motion did not prevail.

The petition was then referred to the committee on the liquor traffic.

#### REPORTS OF STANDING COMMITTEES.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred

House bill No. 75, entitled

A bill to detach certain territory from the present township of Livingston, in the county of Otsego, and to organize the same into a township to be known as the township of Corwith,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

## GENERAL ORDER.

On motion of Mr. Fletcher,

The House went into committee of the whole on the general order,  
Mr. Allen in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 7 (G. O. No. 8), entitled

A bill relative to the organization of meetings of the Legislature,

And have directed their chairman to report the same back to the House with the recommendation that it be referred to the committee on State affairs.

The committee of the whole have also had under consideration the following entitled bills:

2. House bill No. 12 (G. O. No. 11), entitled

A bill to define the powers of notaries in certain cases.

3. House bill No. 36 (G. O., No. 14), entitled,

A bill to amend section 61 of chapter 21, being section 1027 of the compiled laws of 1871, relative to the assessment and collection of taxes.

4. House bill No. 59 (G. O. No. 16), entitled

A bill providing for the polling of juries in criminal and civil cases;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

House bill No. 60 (G. O. No. 15), entitled

A bill to amend section 6404 of the compiled laws of 1871, being section 8, of chapter 201, relative to proceedings against debtors by attachment.

6. House bill No. 27 (G. O. No. 13), entitled

A bill to regulate the sale of seats in theatres, concert or lecture halls, and other places of public entertainment.

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

E. P. ALLEN, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the recommendation of the committee of the whole relative to the first named bill,

On motion of Mr. Welker,

The House concurred.

The bill was then referred to the committee on State affairs.

The question being on concurring in the amendments made by the committee of the whole to the second, third, and fourth named bills,

Mr. Howland moved that the House do concur.

Mr. Hoyt demanded a division of the question, so that the vote on concurring in the amendments to the second named bill be taken separately.

The question then being on concurring in the amendments made to the second named bill,

Mr. Hoyt moved that the bill be laid on the table;

Which motion did not prevail.

The question being on concurring in the amendments,

Mr. Hoyt demanded the yeas and nays.

The demand was not seconded.

Mr. Robbins moved that the bill be recommitted to the committee on judiciary;

Which motion did not prevail.

The amendments were then concurred in.

The amendments made by the committee of the whole to the third and fourth named bills were then concurred in.

The second, third, fourth, fifth, and sixth named bills were then placed on the order of third reading of bills.

Mr. Cheney asked and obtained leave of absence for Messrs. Prindle and Baldwin until the 23d.

Mr. Keeler asked and obtained leave of absence for Mr. Walkinshaw until the 23d.

Mr. Billings asked and obtained leave of absence for Mr. Willett until the 23d.

Mr. N. Baker asked and obtained leave of absence for Mr. Gould until the 23d.

Mr. Dillmann asked and obtained leave of absence for himself after to-day until the 23d.

Mr. F. A. Baker asked and obtained leave of absence for himself until the 23d.

Mr. Clark asked and obtained leave of absence for himself until the 23d.

Mr. Little asked and obtained leave of absence for himself until the 25th.

Mr. Norris moved that the House do now adjourn until Monday at 8:30 o'clock P. M.;

Pending which

Mr. Welker moved that the House do now adjourn;

Which motion prevailed.

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*Lansing, Monday, January 22, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker *pro tem*.

Prayer by Rev. Mr. Merrill.

Roll called: not a quorum present.

Absent without leave, Messrs. Brown, Elliott, Markham, Miller, Reed, Sackrider, Sharts, Shetterly, S. W. Turner, Valade and Wood.

Mr. A. J. Sawyer moved that there be a call of the House;

Which motion prevailed.

#### PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave: Messrs. Brown, Elliott, Markham, Miller, Reed, Sackrider, Sharts, Shetterley, S. W. Turner, Valade, and Wood.

On motion of Mr. Billings,

The Sergeant-at-Arms was despatched after the absentees.

After an interval, Messrs. Sackrider, Reed, Sharts, Brown, and Miller arrived, whereupon the Clerk announced that a quorum of the House was present.

On motion of Mr. Howland,

All further proceedings under the call were dispensed with, except the arrest and bringing in of absentees by the Sergeant-at-Arms.

The House then took up the regular order of business.

#### PRESENTATION OF PETITIONS.

No. 77. By Mr. Smith: Petition of Thos. Smalley and sundry other supervisors and prominent men of Muskegon county, relative to the liquor traffic.

On demand of Mr. Smith,

The petition was read at length.

The petition was then referred to the committee on the liquor traffic.

No. 78. By Mr. Allman: Petition of J. W. Spitzer and 29 others, citizens of the county of St. Joseph, asking an amendment to section 1, act 82, session laws of 1873, relative to the incorporation of mutual fire insurance companies;

Referred to the committee on insurance.

#### REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was re-committed

House bill No. 7, entitled

A bill relative to the organization of meetings of the Legislature;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and request that it be printed, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hill,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered re-printed, referred to the committee of the whole, and placed on the general order.

By the majority of the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 64, entitled

A bill to amend sections 3 and 4 of chapter 169 of the compiled laws of 1871, being compiler's section Nos. 4721 and 4722, relative to intermarriage,

Respectfully report that they have had the same under consideration, and the majority have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Joint resolution No. 7, entitled

A joint resolution proposing an amendment to section one, of article nine, of the constitution of this State, relative to fees of State officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do not pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mosher,

The joint resolution was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 81, entitled

A bill to amend sections 5653 and 5654 of compiled laws of 1871, being compiler's sections 3 and 4 of "An act to provide for the appointment of a State reporter," approved April 17, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 79, entitled

A bill to amend section 13, chapter 189, of compiled laws of 1871, being an act entitled "The trial of issues of fact."

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### NOTICES.

Mr. Stephenson gave notice that on some future day he would ask leave to introduce

A bill to authorize the county of Menominee to build bridges across the Menominee river, and to keep the same in repair;

Also,

A bill to amend act No. 13 of the session laws of 1875, entitled "An act to amend sections 18 and 20 of chapter 178 of the compiled laws of 1871, relative to attachments."

Mr. J. M. Turner gave notice that on some future day he would ask leave to introduce

A bill to regulate accommodations and fix charges of sleeping cars carrying passengers on railroads.



Mr. Robbins gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1, 3, 8, 9, 10, 11, 12, 14, and 17 of act No. 228 of the laws of 1875, entitled "An act for the taxation of the business of manufacturing and selling spirituous, and intoxicating, malt, brewed or fermented liquors," and to repeal act number 17, approved February 3, 1855, entitled "an act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage," and all acts amendatory thereof or in addition thereto, said acts being sections 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, of the compiled laws of 1871, and also act number 150 of the session laws of 1873, entitled "an act to prevent the sale of spiritous and intoxicating drinks as a beverage," the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to "the manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22.

Mr. Reed gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the village of Vernon, Michigan.

Mr. Van Raalte gave notice that on some future day he would ask leave to introduce

A bill to amend section 5245 of the compiled laws of 1871, relative to giving notice to foreign consuls.

Mr. Turck gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," session laws of 1869, being sections 1119, 1121 and 1122 of chapter 21, compiled laws of 1871, relative to the collection of taxes and credit of interest on part-paid lands.

Mr. Hopkins gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of chapter 169 of compiled laws of 1871, being compiler's section 4719, relative to marriage and the solemnization thereof.

#### INTRODUCTION OF BILLS.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 82, entitled

A bill to promote the early construction of a railroad from the city of Alpena, south-westerly to some point intercepting the Jackson, Lansing, and Saginaw railroad.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Stafford, previous notice having been given, and leave being granted, introduced

House bill No. 83, entitled

A bill to promote the early construction of a railroad through the Menominee iron range.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Fletcher, previous notice having been given, and leave being granted, introduced

House joint resolution No. 8, entitled

Joint resolution relative to fisheries in waters within the jurisdiction in part of different States and the British provinces.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

The following is the joint resolution :

A JOINT RESOLUTION relative to fisheries in waters within the jurisdiction in part of different states and the British provinces.

*Whereas*, Under existing provisions of law and treaty there is no adequate means of preventing or punishing the wrongful destruction of fish in the waters partly within the jurisdiction of the several states and the British provinces of North America, by reason of which great injury is done to an important branch of industry, commerce, and food supply of the United States; therefore

*Resolved by the Senate and House of Representatives*, That our Senators and Representatives in Congress be requested to use all proper efforts to the end of preserving and protecting such fisheries, and the interests of the citizens of the United States in the same.

#### THIRD READING OF BILLS.

House bill No. 8 (G. O. No. 5), entitled

A bill to prohibit any person from obstructing the regular operation and conduct of the business of railroad companies,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Conely,

The bill was laid on the table.

House bill No. 33 (G. O. No. 10), entitled

A bill to change the names of Agnes B. Frye, Francis W. Frye, Jennie M. Frye, Margaret S. Frye, Grace B. Frye, Agnes J. Frye, John E. Frye, and Hampton R. Frye, to the surname of Stephens,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Palmer,

The bill was laid on the table.

House bill No. 27 (G. O. No. 13), entitled

A bill to regulate the sale of seats in theatres, concert or lecture halls, and other places of public entertainment,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS

Mr. Abbott,	Mr. Farr,	Mr. McGinnis,	Mr. Sharts,
Allen,	Fletcher,	Martin,	Smith,
Allman,	Gibbs,	Miller,	Stafford,
N. Baker,	Gould,	Morrison,	Steele,
Billings,	Hankerd,	Mosher,	Stephenson,
Brown,	Hill,	Nixon,	Stevens,
Canfield,	Hopkins,	Norris,	Turck,
Cheney,	Howland,	North,	J. M. Turner,
Conely,	Hoyt,	Parsons,	Van Raalte,
Coon,	Jewell,	Palmer,	Walkinshaw,
Crandell,	W. W. Johnson,	Reed,	Welker,

Mr. Curtiss, Davis, Eaton, Edwards,	Mr. Keeler, Knight, Lee, Ludlow,	Mr. Robbins, Sackrider, A. J. Sawyer, J. C. Sawyer,	Mr. Willett, Woodworth, Yeomans, Speaker <i>pro tem</i>
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60

## NAYS.

Mr. Ferguson, Mr. Rork.

2

Title agreed to.

House bill No. 60 (G. O. 15), entitled

A bill to amend section 6404 of the compiled laws of 1871, being section 8 of chapter 201, relative to proceedings against debtors by attachment,

Was read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Abbott, Allen, Allman, N. Baker, Billings, Brown, Canfield, Cheney, Conely, Coon, Crandell, Curtiss, Davis, Eaton, Farr, Ferguson,	Mr. Fletcher, Gibbs, Gould, Hankerd, Hill, Hopkins, Howland, Hoyt, Jewell, W. W. Johnson, Keeler, Knight, Lee, Ludlow, McGinnis,	Mr. Martin, Miller, Morrison, Mosher, Nixon, Norris, North, Parsons, Palmer, Reed, Robbins, Rork, Sackrider, A. J. Sawyer, J. C. Sawyer,	Mr. Sharts, Smith, Stafford, Steele, Stephenson, Stevens, Turck, J. M. Turner, Van Raalte, Walkinshaw, Welker, Willett, Woodworth, Yeomans, Speaker <i>pro tem</i>
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61

## NAYS.

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Title agreed to.

House bill No. 10 (G. O. No. 11), entitled

A bill to define the powers of notaries in certain cases,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott, Allen, Allman, N. Baker, Billings, Brown, Canfield, Cheney, Conely, Coon, Crandell, Curtiss,	Mr. Farr, Ferguson, Fletcher, Gibbs, Gould, Hankerd, Hill, Hopkins, Howland, Jewell, W. W. Johnson, Keeler,	Mr. McGinnis, Martin, Miller, Morrison, Mosher, Nixon, Norris, North, Parsons, Palmer, Reed, Robbins,	Mr. J. C. Sawyer, Sharts, Smith, Stafford, Steele, Stephenson, Stevens, Turck, J. M. Turner, Van Raalte, Walkinshaw, Willett,
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Mr. Davis, Eaton, Edwards,	Mr. Knight, Lee, Ludlow,	Mr. Rork, Sackrider, A. J. Sawyer,	Mr. Woodworth, Yeomans, Speaker <i>pro tem</i>
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60

## NAYS.

Mr. Hoyt,	Mr. Welker,	2
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Title agreed to.

House bill No. 59 (G. O. No. 16), entitled

A bill providing for the polling of juries in criminal and civil cases,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott, Allen, Allman, N. Baker, Brown, Canfield, Cheney, Conely, Coon, Crandall, Curtiss, Davis, Eaton,	Mr. Edwards, Farr, Ferguson, Gould, Hankerd, Hill, Hopkins, Howland, Hoyt, Jewell, W. W. Johnson, Keeler, Knight,	Mr. Lee, Ludlow, McGinnis, Martin, Miller, Morrison, Mosher, Nixon, Norris, North, Parsons, Palmer,	Mr. Rork, A. J. Sawyer, Sharts, Smith, Stafford, Steele, Stephenson, Stone, Walkins haw, Welker, Woodworth, Speaker <i>pro tem</i>
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50

## NAYS.

Mr. Billings, Fletcher. Gibbs, Reed.	Mr. Robbins, Sackrider, J. C. Sawyer,	Mr. Stevens, Turck, J. M. Turner,	Mr. Van Raalte, Willett, Yeomans,
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13

Mr. Billings moved to reconsider the vote by which the House refused to pass the bill ;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Billings,

The bill was laid on the table.

House bill No. 36 (G. O., No. 14), entitled,

A bill to amend section 61, of chapter 21, being section 1027 of the compiled laws of 1871, relative to the assessment and collection of taxes,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott, Allman, N. Baker, Billings, Brown, Canfield, Cheney,	Mr. Ferguson, Fletcher, Gibbs, Gould, Hankerd, Hall, Hopkins,	Mr. Martin, Miller, Morrison, Mosher, Nixon, Norris, North,	Mr. Smith, Stafford, Steele, Stephenson, Stevens, Stone, Turck,
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Mr. Conely,	Mr. Howland,	Mr. Parsons,	Mr. J. M. Turner,
Coon,	Jewell,	Palmer,	Van Raalte,
Crandell,	W. W. Johnson,	Robbins,	Walkinshaw,
Curtiss,	Keeler,	Rork,	Welker,
Davis,	Knight,	Sackrider,	Willett,
Eaton,	Lee,	A. J. Sawyer,	Woodworth,
Edwards,	Ludlow,	J. C. Sawyer,	Yeomans,
Farr,	McGinnis,	Sharts,	Speaker <i>pro tem</i>

60

## NAYS.

Mr. Allen,	Mr. Hoyt,	Mr. Reed,	3
Title agreed to.			

## MOTIONS AND RESOLUTIONS.

Mr. Mosher offered the following :

*Resolved* (the Senate concurring), That the Senate and House adjourn from Friday evening, 26th, until Monday, February the 5th, at 8:30 P. M., for the purpose of allowing the committees and all members of the House and Senate time to visit the State institutions.

Mr. Allen moved that the rules be suspended and the resolution be put upon its immediate passage ;

Which motion prevailed, two-thirds of all the members present voting therefor. The resolution was then adopted.

Mr. Conely offered the following :

*Resolved*, That the regular daily session of the House shall commence at nine o'clock in the forenoon, to which hour the House will hereafter adjourn, unless otherwise specially ordered.

On motion of Mr. Van Raalte,

The resolution was laid on the table.

Mr. Mosher offered the following :

*Resolved* by the House (the Senate concurring), That the Railroad Commissioner be requested to arrange for the transportation of the committees on the asylums, and other State institutions, and all members of the House and Senate, to visit and inspect the same.

Mr. Hopkins moved that the rules be suspended and the resolution be put upon its immediate passage.

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on the adoption of the resolution,

Mr. Van Raalte moved to amend the resolution by adding to the end thereof the words : "and that the Governor be requested to accompany said committees and members ;"

Which motion prevailed.

Mr. Hopkins moved to amend by adding after the word "Governor" the words "and the State officers ;"

Which motion did not prevail.

The resolution as amended was then adopted.

## UNFINISHED BUSINESS.

The question being on the adoption of the following concurrent resolution :

*Resolved* (the Senate concurring), That the Congress of the United States be

hereby requested to pass the bill reported to the two Houses on the 18th inst. by the committees on the electoral count;

*Resolved*, That the Governor be requested to transmit copies of the foregoing resolution to each House of Congress, and to each of our Senators and Representatives;

Mr. Robbins moved that the resolution be referred to the committee on federal relations.

Mr. VanRaalte demanded the previous question.

The demand was seconded.

The question being, shall the main question be now put,

Mr. Norris demanded the yeas and nays.

The demand was not seconded.

The main question was then ordered.

The motion to refer the resolution to the committee on federal relations then prevailed.

On motion of Mr. Robbins,

The House adjourned.

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*Lansing, Tuesday, January 23, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker *pro tem*.

Prayer by Rev. Mr. Potter.

Roll called: quorum present.

Absent without leave, Mr. Jones.

Mr. Gould asked and obtained leave of absence for Mr. Jones until the 24th.

On motion of Mr. Allman,

All further proceedings under the call of the House yesterday A. M., were dispensed with, so far as relates to Mr. Markham, and he was granted indefinite leave of absence.

The Speaker *pro tem*. announced as the special committee authorized by resolution of the House to wait upon Prof. Kedzie and invite him to deliver an address in this hall upon illuminating oils, Messrs. Ferguson and Fletcher.

On motion of Mr. Howland,

All further proceedings under the call were dispensed with.

#### PRESENTATION OF PETITIONS.

No. 79. By Mr. Norton: Petition of M. S. Brewer, M. E. Crofoot, James K. Patterson, and 25 others, representing the legal profession of Oakland county, in regard to an increase of salary of the circuit judges;

Referred to the committee on judiciary.

No. 80. By Mr. Willett: Petition of J. S. Elwell, and numerous others, asking for the incorporation of the village of Otisville, in Genesee county;

Referred to the committee on municipal corporations.

No. 81. By Mr. Sackrider: Petition of Guy H. Stowell, David Coy, and 42 others, of the township of Brady, Saginaw county, relative to the re-establishment of a portion of the State road leading from Maple river to Flint river;

Referred to the committee on roads and bridges.

## REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following concurrent resolution, appointing Willie L. Grove postmaster's messenger.

A. W. FARR, *Chairman*.

The report was accepted and laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 31, entitled

A bill to amend section 10, of chapter 10, of the compiled laws of 1871, being an act entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local administrative and legislative powers,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Howland,

The bill was laid on the table.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 12, entitled

A bill to authorize the township of Carrollton to aid in the purchase or building of a bridge across the Saginaw river, to be thereafter maintained as a free bridge,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. L. ABBOTT, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House joint resolution No. 3, entitled

Joint resolution amending joint resolution No. 37, of session laws of 1875, relative to the claims of the non-commissioned officers and musicians of the 5th, 6th, and 7th regiments of Michigan volunteer infantry, for services in the month of August, 1861,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

STANLEY W. TURNER, *Chairman*.

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.



## REPORTS OF SELECT COMMITTEES.

The select committee who were appointed to wait upon Prof. Kedzie and invite him to deliver an address in this Hall on the subject of illuminating oils, would respectfully report that they have performed the duty assigned them, and that Prof. Kedzie has designated next Thursday evening as the time when he will be pleased to deliver such address, and your committee ask to be discharged.

JAMES E. FERGUSON,  
JOHN M. FLETCHER.

Report accepted and committee discharged.

On motion of Mr. Ferguson,

The use of the Hall was granted to Prof. Kedzie next Thursday evening for the purpose mentioned.

## MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER,  
Lansing, January 22, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 16, entitled

A bill to amend sections 144 and 145, of chapter 176, being sections 5180 and 5181 of the compiled laws of 1871, relating to the courts of chancery;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, Jan. 19, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 14, entitled

A bill to amend sections 18, 23, and 27, of an act entitled "An act to incorporate the village of Red Jacket, in Houghton county," approved March 19, 1875,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

## NOTICES.

Mr. Davis gave notice that on some future day he would ask leave to introduce

A joint resolution for the relief of the superintendent of the St. Mary's Falls ship canal.

Mr. Robbins gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "an act to establish graded and high schools."

Mr. Stephenson gave notice that on some future day he would ask leave to introduce

A joint resolution asking Congress for an appropriation to construct a light-house at the harbor of Menominee.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to extend the time for collecting taxes in the township of Pierson, Montcalm county;

Also,

A bill to amend act No. 222, session laws of 1873, entitled "An act to incorporate the village of Pierson."

Mr. Johnson gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 95 of the session laws of 1873, and to regulate and define the duties and liabilities of executors, administrators, and guardians in certain cases.

Mr. Keeler gave notice that on some future day he would ask leave to introduce

A joint resolution for the relief of John Y. Hicks, of the township of Pennfield, Calhoun county, Mich.

Mr. Dowling gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the village of Wenona, and to add two new sections thereto.

#### INTRODUCTION OF BILLS.

Mr. Stephenson, previous notice having been given, and leave being granted, introduced

House bill No. 84, entitled

A bill to authorize the county of Menominee to build bridges across the Menominee river and keep the same in repair.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Stephenson, previous notice having been given, and leave being granted, introduced

House Bill No. 85, entitled

A bill to amend act No. 13 of the session laws of 1875, entitled "An act to amend sections 18 and 20 of chapter 178 of the compiled laws of 1871, relative to attachments," by adding eight sections thereto.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Turck, previous notice having been given, and leave being granted, introduced

House bill No. 86, entitled

A bill to amend sections 153, 155, and 156, of act 169, session laws of 1869, entitled "An act to provide for the uniform assessment of property, and for the collection and return of taxes thereon.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 87, entitled

A bill to amend sections 1, 3 and 5 of act No. 231 of the session laws of 1875, entitled "An act to prevent the sale or delivery of intoxicating liquors, wine and beer to minors and to drunken persons, to provide a remedy against persons selling liquor to husbands or children in certain cases," and to add two new sections thereto, to stand as sections 6 and 7.

The bill was read a first and second time by its title, and referred to the committee on the liquor traffic.

Mr. Hill, previous notice having been given, and leave being granted, introduced

House bill No. 88, entitled

A bill to provide for appeals from judgments of justices of the peace.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hopkins, previous notice having been given, and leave being granted, introduced

House bill No. 89, entitled

A bill to amend section 1, of chapter 169, of the compiled laws of 1871, being compiler's section No. 1719, relative to marriage and the solemnization thereof.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

#### MOTIONS AND RESOLUTIONS.

Mr. F. A. Baker moved to take from the table,

House bill No. 8 (G. O. No. 5), entitled

A bill to prohibit any person from obstructing the regular operation and conduct of the business of railroad companies;

Which motion prevailed.

The question being on the passage of the bill, pending the taking of the vote thereon,

Mr. Allen moved to amend the bill by inserting in line 1 of section 1, after the word "willfully," the words "and maliciously;"

Which motion prevailed, two-thirds of all the members elect voting therefor.

Mr. A. J. Sawyer moved to amend the bill by inserting after the word "company," in line 3 of section 1, the words, "or other corporation;" and after the word "company," in line 4 of the same section, the words "or the labor and business of any such corporation;"

Which motion prevailed, two-thirds of all the members elect voting therefor.

Mr. A. J. Sawyer moved to amend the bill by inserting in line 3, section 2, after the word "company" the words "or any other corporation," and after the word "railroad" in line 4 of the same section, the words "or the labor and business of any such corporation;"

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

Mr. Welker moved to reconsider the vote by which the House agreed to the amendment to the bill by inserting after the word "company" in line 3 of section 1, the words "or other corporation," and after the word "company" in

ne 4 of the same section the words "or the labor and business of any such corporation ;"

Which motion prevailed.

The question being on agreeing to such amendment,

Mr. A. J. Sawyer demanded the yeas and nays.

The demand was seconded, and the amendment was agreed to, two-thirds of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Elliott,	Mr. Ludlow,	Mr. Steele,
Allen,	Farr,	Morrison,	Stephenson,
Allman,	Ferguson,	Mosher,	Stevens,
F. A. Baker,	Fletcher,	Nixon,	Stinchcomb,
N. Baker,	Gibbs,	North,	Stone,
Billings,	Gies,	Norton,	Turck,
Brown,	Gould,	Parsons,	J. M. Turner,
Canfield,	Hall,	Palmer,	S. W. Turner,
Chase,	Hankerd,	Prindle,	Twadell,
Cheney,	Hill,	Reed,	Valade,
Clark,	Hopkins,	Rork,	Van Raalte,
Conely,	Howland,	Ross,	Walkinshaw,
Coon,	Ireland,	Sackrider,	Welker,
Crandell,	Jewell,	A. J. Sawyer,	Willetts,
Curtis,	S. Johnson,	J. C. Sawyer,	Winchell,
Davis,	W. W. Johnson,	Sharts,	White,
Dillmann,	Keeler,	Shetterly,	Woodworth,
Eaton,	Knight,	Smith,	Ycomans,
Edwards,	Lee,	Stafford,	Speaker <i>pro tem</i>

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#### NAYS.

Mr. Baldwin,	Mr. Hoyt,	Mr. Miller,	Mr. Robbins,
Dowling,	Martin,	Norris,	

7

Mr. A. J. Sawyer moved to reconsider the vote by which the House refused to agree to the amendment to section 2 of the bill by inserting in line 3, after the word "company," the word "or any other corporation," and in line 4 after the word "railroad," the words "or the labor and business of any such corporation ;"

Which motion prevailed.

The question being on agreeing to such amendment,

The same was agreed to, two-thirds of all the members elect voting therefor.

Mr. Conely moved to amend section 3 of the bill by inserting after the words "railroad company," and before the word "whether," the words "or such other corporation ;"

Which motion prevailed, two-thirds of all the members elect voting therefor.

Mr. Allen moved to amend the bill by inserting after the word "corporation," wherever it occurs in the three sections of the bill, the words "or individual ;"

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

Mr. Allen moved to amend the bill by inserting after the word "corpora-

tion," wherever it occurs in the three sections of the bill, the words "firm or individual."

Mr. Welker demanded the yeas and nays.

The demand was seconded, and the motion to amend prevailed, two-thirds of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Abbott,	Mr. Elliott,	Mr. Morrison,	Mr. Stevens,
Allen,	Farr,	Mosher,	Stinchcomb,
Allman,	Ferguson,	Nixon,	Stone,
F. A. Baker,	Fletcher,	North,	Turek,
N. Baker,	Gibbs,	Norton,	J. M. Turner,
Billings,	Gies,	Parsons,	S. W. Turner,
Brown,	Gould,	Palmer,	Twadell,
Canfield,	Hall,	Prindle,	Valade,
Chase,	Hanker,	Reed,	Van Raalte,
Cheney,	Hill,	Rork,	Walkinshaw,
Clark,	Hopkins,	Ross,	Welker,
Conely,	Howland,	Sackrider,	Willett,
Coon,	Ireland,	A. J. Sawyer,	Winchell,
Crandell,	Jewell,	J. C. Sawyer,	White,
Curtiss,	S. Johnson,	Shetterly,	Wood,
Davis,	W. W. Johnson,	Smith,	Woodworth,
Dillmann,	Keeler,	Stafford,	Yeomans,
Eaton,	Lee,	Steele,	Speaker <i>pro tem</i>
Edwards,	Ludlow,	Stephenson,	75

## NAYS.

Mr. Baldwin,	Hoyt,	Mr. Martin,	Mr. Norris,	
Dowling,	Knight,	Miller,	Robbins,	8

The question being on the passage of the bill,

Mr. A. J. Sawyer moved that the House take a recess until 2 o'clock P. M. ;

Which motion did not prevail.

The question being on the passage of the bill,

Mr. Wood moved that the bill be recommitted to the committee on railroads ;

Mr. Gies moved to amend the motion by recommitting the bill to the committee of the whole instead of the committee on railroads ;

Mr. Allen moved to amend the amendment by recommitting the bill to the committee on the judiciary instead of the committee of the whole ;

Which motion did not prevail.

The question being on agreeing to the amendment to the original motion,

Mr. Mosher moved that the House take a recess until 2 o'clock, P. M. ;

Which motion did not prevail.

The amendment to the original motion was then not agreed to.

The original motion to recommit the bill to the committee on railroads then did not prevail.

The question being on the passage of the bill,

Mr. Miller moved that the House take a recess until 2 o'clock P. M. ;

Which motion did not prevail.

The question being on the passage of the bill,

Mr. F. A. Baker demanded the previous question.

The demand was seconded.

The question being, shall the main question be now put,

The main question was ordered.

The question being on the passage of the bill,

The same was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Eaton,	Mr. Ludlow,	Mr. Stevens,
Allen,	Edwards,	Morrison,	Stone,
Allman,	Elliott,	Mosher,	Turck,
F. A. Baker,	Farr,	Nixon,	J. M. Turner,
N. Baker,	Ferguson,	North,	S. W. Turner,
Billings,	Gould,	Norton,	Twadell,
Brown,	Hall,	Parsons,	Valade,
Canfield,	Hankerd,	Prindle,	Van Raalte,
Chase,	Hill,	Reed,	Walkinshaw,
Cheney,	Hopkins,	Rork,	Welker,
Clark,	Howland,	Ross,	Willetts,
Conely,	Ireland,	Shetterly,	Winchell,
Coon,	Jewell,	Smith,	White,
Crandell,	S. Johnson,	Stafford,	Woodworth,
Curtiss,	W. W. Johnson,	Steele,	Yeomans,
Davis,	Keeler,	Stephenson,	Speaker <i>pro tem</i>
Dillmann,	Lee,		66

#### NAYS.

Mr. Baldwin,	Mr. Hoyt,	Mr. Norris,	Mr. A. J. Sawyer,
Dowling,	Knight,	Palmer,	J. C. Sawyer,
Fletcher,	Martin,	Robbins,	Stinchcomb,
Gibbs,	Miller,	Sackrider,	Wood,
Gies,			17

Pending the announcement of the vote,

Mr. Mosher moved that Mr. Wood be excused from voting ;

Which motion did not prevail.

Mr. Wood then voted as recorded above.

The question being on agreeing to the title,

Mr. F. A. Baker moved to amend the title as follows :

By adding at the end thereof the words, "or other corporations, firms, or individuals ;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Howland,

The House took a recess until 2 : 30 o'clock P. M.

## AFTERNOON SESSION.

2:30 o'clock P. M.

The House met and was called to order by the Speaker *pro tem*.

Roll called ; quorum present.

The House resumed the order of

## MOTIONS AND RESOLUTIONS.

Mr. Allen moved that an indefinite leave of absence be granted to Mr. A. J. Sawyer, who had been subpoenaed by the committee on the University to attend the investigations on which the said committee are at present engaged ;

Which motion prevailed.

Mr. Billings moved to take from the table

House bill No. 18 (general order No. 1), entitled

A bill to amend an act entitled "An act making appropriation for the heating and ventilating apparatus for the new capitol and for improvements in said building," approved February 18, 1875 ;

Which motion prevailed.

The question being on the passage of the bill,

The same was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Farr,	Mr. McGinnis,	Mr. Stafford,
Allen,	Ferguson,	Martin,	Steele,
Allman,	Fletcher,	Miller,	Stephenson,
F. A. Baker,	Gibbs,	Moore,	Stevens,
N. Baker,	Gies,	Morrison,	Stinchcomb,
Baldwin,	Gould,	Mosher,	Stone,
Billings,	Hall,	Nixon,	Thomson,
Brown,	Hankerd,	Norris,	Turck,
Canfield,	Harrington,	North,	J. M. Turner,
Chase,	Hawley,	Norton,	S. W. Turner,
Cheney,	Hill,	Parsons,	Twadell,
Clark,	Hopkins,	Palmer,	Valade,
Conely,	Howland,	Prindle,	Van Raalte,
Coon,	Ireland,	Reed,	Walkinshaw,
Crandell,	Jewell,	Robbins,	Welker,
Curtiss,	S. Johnson,	Rork,	Willett,
Davis,	W. W. Johnson,	Ross,	Winchell,
Dillmann,	Jones,	Sackrider,	White,
Dowling,	Keeler,	J. C. Sawyer,	Woodworth,
Eaton,	Knight,	Sharts,	Yeomans,
Edwards,	Lee,	Shetterly,	Speaker <i>pro tem</i>
Elliott,	Ludlow,	Smith,	87

## NAYS.

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Title agreed to.

On motion of Mr. Billings,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Hoyt moved to take from the table

Senate bill No. 6, entitled



A bill to facilitate the collection of promissory notes, bills of exchange, and other negotiable instruments;

Which motion prevailed.

On motion of Mr. Hoyt,

The bill was referred to the committee of the whole, and placed on the general order.

GENERAL ORDER.

On motion of Mr. Conely,

The House went into committee of the whole on the general order,

Mr. Norton in the chair.

After some time spent therein the committee rose, and through the chairman made the following report:

The committee of the whole had under consideration the following entitled bill:

1. Senate bill No. 11, entitled

A bill to amend section 45 of chapter 150, being section 4247 of the compiled laws of 1871, relative to alienation by deed and the proof and recording of conveyances and the canceling of mortgages;

And have directed their chairman to report the same back to the House with the recommendation that it be recommitted to the committee on judiciary.

The committee of the whole have also had under consideration the following entitled bills:

2. House bill No. 26 (G. O. No. 17), entitled

A bill to amend section 4819 of the compiled laws of 1871, being section 10 of chapter 172, relative to testamentary guardians,

3. Senate bill No. 10, entitled

A bill to provide for the compilation, printing, and distribution of the laws relative to the support of poor persons;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

4. House bill No. 9 (G. O. No. 9), entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Wayne,

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

J. D. NORTON, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the recommendation of the committee of the whole relative to the first named bill,

On motion of Mr. Howland,

The House concurred.

The bill was then recommitted to the committee on judiciary.

The second and third named bills were then placed on the order of third reading of bills.

The question being on granting leave to the committee of the whole to sit again in consideration of the fourth named bill,

On motion of Mr. Howland,

Leave was granted.

On motion of Mr. Hopkins,

The House adjourned.

*Lansing, Wednesday, January 24, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Rolfe.

Roll called: quorum present.

Absent without leave, Mr. Moore.

Mr. Harrington asked and obtained leave of absence for Mr. Moore until the 25th.

#### PRESENTATION OF PETITIONS.

No. 82. By Mr. Hall: Petition of Isaac Farst, S. M. Ranger, Andrew Goss, and 65 others, of Lenawee county, praying for the amendment of section 2, chapter 4, compiled laws of 1871, so as to prohibit the killing of quail at any time;

Referred to the committee on State affairs.

No. 83. By Mr. Eaton: Petition of N. W. Lewis and 20 others, asking for the establishment of a uniformity of text books in the common and graded schools of this State;

Referred to the committee on education.

No. 84. By Mr. Farr: Memorial of Dovel & Morris, Ramsdell & Benedict, Bullis & Cutcheon, and other attorneys of Manistee, relative to the fees of clerks of the circuit court and registers in chancery;

Referred to the committee on judiciary.

No. 85. By Mr. Sharts: Petition of A. Gould, C. E. Hershey, G. R. Lyon, G. W. Loring, C. L. Goodhue, and 100 others of the city and vicinity of Owosso, against the transfer of the liquor tax from the corporation in which it is assessed to the county fund;

Referred to the committee on liquor traffic.

No. 86. By Mr. Harrington: Petition of Wm. T. Mitchell and numerous others, relative to the organization of plank road companies in St. Clair county with privilege of receiving tolls for double teams at three cents a mile, and for single teams at one and one-half cents per mile;

Referred to the committee on private corporations.

No. 87. By Mr. Harrington: Petition of H. F. Hilliker and numerous others, relative to the same subject;

Referred to the committee on private corporations.

No. 88. By Mr. Harrington: Petition of John S. Kimball and others, relative to the same subject;

Referred to the committee on private corporations.

No. 89. By Mr. Knight: Memorial of the Board of Supervisors of Bay county, relative to the township drain laws.

On demand of Mr. Knight,

The memorial was read at length.

The memorial was then referred to the committee on drainage.

#### REPORTS OF STANDING COMMITTEES.

By the committee on private corporations:

The committee on private corporations, to whom was referred

House bill No. 42, entitled

A bill to amend Sec. 8, of chapter 206, compiler's number 6567, of the compiled laws of 1871, relating to the surrender of corporate rights,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. F. HARRINGTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations:

The committee on private corporations, to whom was referred

House bill No. 23, entitled

A bill to provide for the incorporation of societies for the receiving, loaning, and investing of money,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and request that it be printed, referred to the committee of the whole and placed on the general order, and ask to be discharged from the further consideration of the subject.

C. F. HARRINGTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Harrington,

The recommendation of the committee was concurred in.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 89, entitled

A bill to amend section 1 of chapter 169 of compiled laws of 1871, compiler's section 4719, relative to marriage and the solemnization thereof;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

W. H. PALMER, *Acting Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 16, entitled

A bill to amend sections 144 and 145 of chapter 176, being sections 5180 and 5181 of the compiled laws of 1871, relative to the courts of chancery;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments, and recommend that the amendments be concurred in, and that the bill do pass, and ask to be discharged from the further consideration of the subject.

W. H. PALMER, *Acting Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hill,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on federal relations:

The committee on federal relations, to whom was referred

House joint resolution No. 5, entitled

Joint resolution asking Congress for an appropriation to construct a light house at Little Traverse harbor, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

THOMAS MORRISON, *Chairman*.

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on federal relations,

The committee on federal relations to whom was referred

House joint resolution No. 8, entitled

Joint resolution relative to fisheries in waters within the jurisdiction in part of different States and the British provinces,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from further consideration of the subject.

THOMAS MORRISON, *Chairman*.

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 71, entitled,

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon, and to repeal act 169, of the session laws of 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6th, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

Mr. Ferguson moved that the bill be ordered printed, referred to the committee of the whole, and placed on the general order;

Pending which,

Mr. Howland moved that the bill be laid on the table;

Which motion did not prevail.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 86, entitled

A bill to amend sections 153, 155, and 156, of act 169, session laws of 1869,

entitled "An act to provide for the uniform assessment of property, and for the collection and return of taxes thereon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### COMMUNICATIONS FROM STATE OFFICERS.

The Speaker *pro tem.* announced the following:

STATE OF MICHIGAN,  
OFFICE OF THE COMPILER OF LEGISLATIVE MANUAL, }  
Lansing, January 23, 1877.

*To the Speaker of the House of Representatives:*

SIR,—I have the pleasure of laying on the tables of the members of the House this day, the advance Manual ordered by the Legislature a few days since.

I specially request a critical examination of the same by the members and officers of the House, and desire that if any errors are discovered they may be promptly reported to me, to insure the correctness of the Manual, the preparation of which is being pushed forward vigorously.

Very respectfully,

ALLEN L. BOURS, *Compiler.*

The communication was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER, }  
Lansing, January 23, 1877.

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 23, entitled

A bill to provide for the purchase of books for the State Library;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on State library.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
Lansing, January 23, 1877.

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 2, entitled

A joint resolution authorizing the purchase of certain books of a public nature, for the use of the State,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The joint resolution was read a first and second time by its title, and referred to the committee on State library.

The Speaker *pro tem.* also announced the following :

SENATE CHAMBER, }  
Lansing, Jan. 23, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 18, entitled

A bill to amend section 6406 of the compiled laws of 1871, as amended by section one of act No. 154, of the session laws of 1875, relative to proceedings against debtors by attachment; and to also amend section 6407 of the compiled laws of 1871, relative to proceedings against debtors by attachment.

2. Senate bill No. 22, entitled

A bill to amend section 2, of act No. 15, of the session laws of 1875, approved February 25, 1875, entitled "An act for the protection of inn and hotel keepers," so that the provisions of the act shall apply to boarding-house keepers.

Which have passed the Senate by a majority of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker *pro tem.* also announced the following :

SENATE CHAMBER, }  
Lansing, January 23, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill :

Senate bill No. 8, entitled

A bill to amend section 1 of act No. 82, of the session laws of 1873, and approved April 15, 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties; and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on insurance.

## NOTICES.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill for the more effectual prevention of cruelty to animals;

Also,

A bill to authorize the formation of corporations for the prevention of cruelty to animals;

Also,

A bill to provide for the enforcement of the individual liability of stockholders of corporations.

Mr. Willett gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Otisville, in Genesee county.

Mr. Gies gave notice that on some future day he would ask leave to introduce

A bill to extend the time of collection of the State and county taxes for the year 1876 in the city of Detroit, Wayne county.

Mr. Harrington gave notice that on some future day he would ask leave to introduce

A bill to amend section 126, of chapter 21, being compiler's number 1092 of compiled laws of 1871, relative to sale at Auditor General's office of unredeemed lands;

Also,

A bill to authorize a plank road company in the county of St. Clair, organized under the general law of this State, to receive tolls at rate of three cents per mile for double teams, and one and one-half cents per mile for single teams, for the period of six years;

Also,

A bill to authorize the city of Port Huron to refund certain taxes illegally assessed and collected for the purpose of constructing sewers in said city.

## INTRODUCTION OF BILLS.

Mr. Stevens, previous notice having been given, and leave being granted, introduced

House bill No. 90, entitled

A bill to extend the time for the collection of taxes in the township of Pier-son, in the county of Montcalm, for the year 1876.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Fletcher, previous notice having been given, and leave being granted, introduced

House bill No. 91, entitled

A bill for the protection of guests of hotels from danger by fire.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 92, entitled

A bill to amend an act entitled "An act to establish graded and high schools."

The bill was read a first and second time by its title, and referred to the committee on education.



Mr. Edwards, previous notice having been given, and leave being granted, introduced

House bill No. 93, entitled

A bill to amend sections 9, 10, and 23, of chapter 150, of the compiled laws of 1871, being compiler's sections 4211, 4212, and 4225, relative to the execution of deeds, and the proof and recording the same.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Stephenson, previous notice having been given, and leave being granted, introduced

House joint resolution No. 9, entitled

Joint resolution asking Congress for an appropriation to construct a light-house at the harbor of Menominee.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 94, entitled

A bill to provide for the appointment of a special commission to report modifications of the tax laws and laws relating to conveyances.

The bill was read a first and second time by its title, and referred to the committee on state affairs.

Mr. Wood, unanimous consent being given, introduced

House bill No. 95, entitled

A bill to amend section 57, (5093) chapter 186 of the session laws of 1873, being an act entitled "An act to amend section 57, of chapter 176, being section 5093, of the compiled laws of 1871, relative to cases in chancery."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Davis, previous notice having been given, and leave being granted, introduced

House joint resolution No. 10, entitled

Joint resolution for the relief of the superintendent of the St. Mary's Falls ship canal.

The joint resolution was read a first and second time by its title, and referred to the committee on ways and means.

#### THIRD READING OF BILLS.

Senate bill No. 10, entitled

A bill to provide for the compilation, printing, and distribution of the laws relative to the support of poor persons,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,  
Allen,  
Allman,  
F. A. Baker,  
N. Baker,  
Baldwin,  
Billings,

Mr. Ferguson,  
Fletcher,  
Gibbs,  
Gies,  
Gould,  
Hall,  
Hankerd,

Mr. McGinnis,  
Markham,  
Martin,  
Miller,  
Morrison,  
Nixon,  
Norris,

Stafford,  
Steele,  
Stephenson,  
Stevens,  
Stinchcomb,  
Stone,  
Thomson,

Mr. Brown,	Mr. Harrington,	Mr. North,	Mr. Turek,
Canfield,	Hawley,	Norton,	J. M. Turner,
Chase,	Hill,	Parsons,	S. W. Turner,
Cheney,	Hopkins,	Palmer,	Twadell,
Clark,	Howland,	Prindle,	Valade,
Conely,	Hoyt,	Reed,	Van Raalte,
Coon,	Ireland,	Robbins,	Walkinshaw,
Crandell,	Jewell,	Rork,	Welker,
Curtiss,	S. Johnson,	Ross,	Willett,
Davis,	W. W. Johnson,	Sackrider,	Winchell,
Dillmann,	Jones,	J. C. Sawyer,	White,
Eaton,	Keeler,	Sharts,	Woodworth,
Edwards,	Knight,	Shetterly,	Yeomans,
Elliott,	Lee,	Smith,	Speaker <i>pro tem</i>
Farr,	Ludlow,		86

NAYS.

Mr. Wood,

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Title agreed to.

House bill No. 26 (G. O. No. 17), entitled

A bill to amend section forty-eight hundred and nineteen of the compiled laws of eighteen hundred and seventy-one, being section ten of chapter one hundred and seventy-two, relative to testamentary guardians,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Wood moved to amend the bill by adding another section thereto, to stand as section 2, recited section 11, as follows:

SEC. 11. The husband shall not make a will without the consent of his wife, and the wife shall not make a will without the consent of her husband in relation to property acquired after marriage;

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Abbott,	Mr. Edwards,	Mr. Lee,	Mr. Stafford,
Allen,	Elliott,	Ludlow,	Steele,
Allman,	Farr,	McGinnis,	Stephenson,
F. A. Baker,	Fletcher.	Markham,	Stevens,
N. Baker,	Gibbs,	Miller,	Stinchcomb,
Baldwin,	Gould,	Morrison,	Stone,
Brown,	Hall,	Mosher,	Thomson,
Canfield,	Hankerd,	Nixon,	Turek,
Chase,	Harrington,	North,	Twadell,
Cheney,	Hawley,	Norton,	Walkinshaw,
Clark,	Hopkins,	Palmer,	Welker,
Conely,	Ireland,	Prindle,	Willett,
Coon,	Jewell,	Reed,	White,
Crandall,	S. Johnson,	Ross,	Woodworth,
Curtiss,	W. W. Johnson,	Sharts,	Yeomans,
Davis,	Jones,	Shetterly,	Speaker <i>pro tem</i>
Dillmann,	Keeler,	Smith,	67

## NAYS.

Mr. Eaton,	Mr. Hoyt,	Mr. Rork,	Mr. S. W. Turner,
Ferguson,	Knight,	Sackrider,	Valade,
Gies,	Martin,	J. C. Sawyer,	Winchell,
Hill,	Norris,	J. M. Turner,	Wood,
Howland,	Robbins,		
Title agreed to.			18

## MOTIONS AND RESOLUTIONS.

Mr. J. M. Turner offered the following:

*Resolved* (the Senate concurring), That a committee of two be appointed, one from the Senate and one from the House, to arrange for the accommodation of Legislative party while at the different towns visited in inspecting the State institutions.

Mr. J. M. Turner moved that the rules be suspended and the concurrent resolution be put upon its immediate passage;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on the adoption of the concurrent resolution,

The same was adopted.

Mr. J. M. Turner offered the following:

*Resolved* (the Senate concurring), That the party visiting the different institutions on the trains to be provided for by the Railroad Commissioner, shall be limited to the members and officers of the House and Senate, and the Governor and Lieutenant Governor, State officers, and the reporters of the press that are in regular attendance upon the Legislature, and the wives of the various named parties respectively.

Mr. J. M. Turner moved that the rules be suspended, and the resolution be put upon its immediate passage;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on the adoption of the resolution,

Mr. Allen offered the following substitute therefor:

*Resolved* (the Senate concurring), That the Senate and House adjourn from Friday evening, 26th, until Monday, February the 5th, at 8:30 P. M., for the purpose of allowing each of the committees, separately and respectively, of the House and Senate, time to visit the State institutions.

The question being on agreeing to the substitute,

The same was agreed to.

The resolution, as amended by the substitute, was then adopted.

Mr. J. M. Turner moved to reconsider the vote by which the House adopted the following resolution:

*Resolved* (the Senate concurring), That a committee of two be appointed, one from the Senate and one from the House, to arrange for the accommodation of the legislative party while at the different towns visited in inspecting the State institutions;

Which motion prevailed.

The question being on the adoption of the resolution,

On motion of Mr. F. A. Baker,

The resolution was laid on the table.

Mr. Edwards offered the following:

*Resolved*, That the judiciary committee be instructed to ascertain whether sections 63 and 93 of chapter 10 of the compiled laws of 1871, being compiler's sections 540 and 583, do not conflict with section 10 of Article VI. of the constitution of this State, and report the same to this House at their earliest convenience;

Which was adopted.

On motion of Mr. Crandell,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker *pro tem*.

Roll called: quorum present.

The House resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Brown offered the following:

*Resolved*, That the committee on supplies and expenditures be instructed to ascertain and report to this House whether the stationery used by the clerks and committees of this House is furnished on a contract with the State or otherwise;

Which was adopted.

Mr. Cheney offered the following:

*Resolved*, That the committee on judiciary be instructed to carefully examine the statute of the State of Michigan relative to Presidential electors and report by bill or otherwise what amendments, if any, are necessary to provide against any of those unfortunate results exemplified in other States at the recent election.

Mr. Norris moved to amend the resolution by inserting before the word "other," the words: "this and;"

Which motion did not prevail.

The resolution was then adopted.

Mr. Stone moved to take from the table the following resolution:

*Resolved*, That the following be and is hereby adopted as a rule of this House  
RULE 70. All standing committees, before reporting adversely to any resolution or bill, shall notify the member presenting such resolution or bill, when and where he may meet with such committee to explain the same. Such notice to be given by mail in the House postoffice twenty-four hours, or in person at any time. before so reporting;

Which motion prevailed.

The question being on the adoption of the resolution,

Mr. Baldwin moved to amend the same by striking out the words "so reporting," at the end of the rule, and inserting in lieu thereof the words: "considering the same in committee;"

Which motion did not prevail.

The resolution was then adopted.

Mr. Wood offered the following:

A CONCURRENT RESOLUTION requesting our Senators and Representatives in Congress to urge and vote for the passage of a bill in Congress to provide for and regulate the counting of votes for President and Vice President.

*Whereas*, From the closeness of the late presidential contest and the deplorable condition of our public affairs in the three contested States of the South, differences of opinion exist as to who was really elected as President and Vice President of the United States;

*And whereas*, Grave doubts exist as to the proper constitutional method of counting and declaring the electoral votes;

*And whereas*, To remove, if possible, those doubts, and to calm popular excitement, which has seriously menaced the public tranquility, and injuriously affected the business interests of the country, a Congressional Conference Committee, consisting of fourteen of the most prominent and influential members of the two Houses of Congress, and divided equally by party lines, have, with almost perfect unanimity, reported to the two Houses a compromise bill, popularly known as the "Conference Bill," which for fairness and impartiality, commends itself to the favor of law-abiding and conservative men of each political party; therefore be it

*Resolved* (the Senate concurring), That our Senators and Representatives in Congress, be, and they are hereby, requested to urge and vote for the passage of said "Conference Bill," as the best and, seemingly, only temporary expedient, which can be adopted, in the present political excitement, to allay and ward off the impending danger, and restore peace and confidence to our distracted country.

*Resolved*, That the Governor be, and he is hereby requested to cause a copy of the foregoing preamble and resolution to be forwarded to each of our Senators and Representatives now in Congress, at Washington.

Laid over under the rules.

By unanimous consent, the following report was made:

By the committee on liquor traffic:

The committee on liquor traffic, to whom was referred

House bill No. 87, entitled

A bill to amend sections 1, 3, and 5, of act No. 231 of the session laws of 1875, entitled "An act to prevent the sale or delivery of intoxicating liquors, wine, and beer to minors, and to drunken persons, to provide a remedy against persons selling liquor to husbands or children in certain cases," and to add two new sections thereto, to stand as sections six and seven,

Respectfully report that they have had the same under consideration, and have directed me to recommend that the bill be printed for the use of the committee.

R. B. ROBBINS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Robbins,

The recommendation of the committee was concurred in.

The bill was then ordered printed for the use of the committee.

#### GENERAL ORDER.

On motion of Mr. Van Raalte,

The House went into committee of the whole on the general order,

Mr. Norton in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 54 (G. O. No. 12), entitled

A bill to amend sections 13, 15, 24 and 25 of chapter 211, compiled laws of 1871, being consecutive sections 6707, 6709, 6717, and 6718, relative to summary proceedings to recover possession of lands,

And have directed their chairman to report the same back to the House with the recommendation that it be recommitted to the committee on judiciary.

The committee of the whole have also had under consideration the following entitled bills:

2. House bill No. 9 (G. O. No. 9), entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Wayne;

3. Senate bill No 3, entitled

A bill to authorize the appointment of a Commissioner of Mineral Statistics, and defining the duties and compensation of the same;

4. House bill No. 49 (G. O. No. 18), entitled

A bill to amend sections twenty-three and forty-two of an act to incorporate the village of Hancock, the same being act number two hundred and seventy-four of the session laws of eighteen hundred and seventy-five, entitled "An act to incorporate the village of Hancock," approved March nineteenth, eighteen hundred and seventy-five,

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

J. D. NORTON, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the recommendation of the committee of the whole, as to the first named bill;

On motion of Mr. Howland,

The House concurred.

The bill was then recommitted to the committee on the judiciary.

The second, third and fourth named bills were then placed on the order of third reading of bills.

On motion of Mr. Hill,

The House adjourned.

*Lansing, Thursday, January 25, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker *pro tem*.

Prayer by Rev. Mr. Slade.

Roll called: quorum present.

Mr. Rork asked and obtained leave of absence for the committee on the Reform School for this afternoon.

The Clerk announced

That on last evening a gentleman called upon him, who claimed to be a special messenger of the Sergeant-at-Arms of the House of Representatives of the Congress of the United States, and served upon him a subpoena of which the following is a copy:

By authority of the House of Representatives of the Congress of the United States of America.

*To John G. Thompson, Esq., Sergeant-at-Arms, or his Special Messenger:*

You are hereby commanded to summon Daniel L. Crossman, Williamston, Michigan, to be and appear before the secret committee on the powers, privileges, and duties of the House in counting the electoral votes, a committee of the House of Representatives of the United States, of which the Hon. J. Proctor Knott is chairman, in their chamber, in the city of Washington. FORTHWITH then and there to testify matters of inquiry committed to said committee, and he is not to depart without leave of said committee.

Herein fail not, and make return of this summons.

Witness my hand and the seal of the House of Representatives of the United States, at the city of Washington, this 20th day of January, 1877..

[SEAL.]

SAMUEL J. RANDALL, *Speaker*.

Attest:

GEO. M. ADAMS, *Clerk*.

That therefore he desired, in fact felt compelled, to ask of the House indefinite leave of absence from and after to-day, in order to obey the said summons.

Mr. F. A. Baker moved that indefinite leave of absence be granted to the Clerk:

Mr. Billings offered the following substitute for the motion.

*Resolved*, That the House of Representatives of the State of Michigan, embodying in the nearest degree the people of said State, being now in regular session, and absolutely requiring for the dispatch of its business the services of its chief clerk, does hereby claim a prior right to his presence and services over a summons from a committee of the House of Representatives of the United States, unless this House be informed of the occasion or grounds of said summons.

Mr. Wood demanded the yeas and nays on the adoption of the substitute.

The demand was seconded, and pending the taking of the vote thereon,

The substitute was withdrawn.

Mr. Hoyt moved that the motion to grant leave of absence be laid on the table.

Mr. Norris demanded the yeas and nays.

The demand was seconded, and the motion to lay on the table did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Baldwin, Hoyt, Knight, Moore,	Mr. Prindle, Reed, Sackrider,	Mr. J. C. Sawyer, Turck, J. M. Turner,	Mr. S. W. Turner, Valade, Winchell,
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## NAYS.

Mr. Abbott, Allen, Allman, F. A. Baker, N. Baker, Billings, Brown, Canfield, Chase, Cheney, Clark, Conely, Coon, Crandell, Curtiss, Davis, Dillmann, Dowling, Eaton,	Mr. Edwards, Elliott, Farr, Ferguson, Fletcher, Gibbs, Gies, Gould, Hall, Hankerd, Harrington, Hawley, Hill, Hopkins, Howland, Ireland, Jewell, S. Johnson, W. W. Johnson,	Mr. Jones, Keeler, Lee, Ludlow, McGinnis, Markham, Martin, Miller, Morrison, Mosher, Nixon, Norris, North, Norton, Parsons, Palmer, Rork, Ross, Sharts,	Mr. Shetterly, Smith, Stafford, Steele, Stephenson, Stevens, Stinchcomb, Stone, Thomson, Twadell, Van Raalte, Walkinshaw, Welker, Willetts, White, Wood, Woodworth, Yeomans, Speaker <i>pro tem</i>
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The question being on granting the leave of absence,  
Mr. Wood demanded the yeas and nays.

The demand was seconded, and the motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Abbott, Allen, Allman, F. A. Baker, N. Baker, Billings, Brown, Canfield, Chase, Cheney, Clark, Conely, Coon, Crandell, Curtiss, Davis, Dillmann,	Mr. Farr, Ferguson, Fletcher, Gibbs, Gies, Gould, Hall, Hankerd, Harrington, Hawley, Hill, Hopkins, Howland, Ireland, Jewell, S. Johnson, W. W. Johnson,	Mr. Ludlow, McGinnis, Markham, Martin, Miller, Moore, Morrison, Mosher, Nixon, Norris, North, Norton, Parsons, Palmer, Reed, Robbins, Rork,	Mr. Shetterly, Smith, Stafford, Steele, Stephenson, Stinchcomb, Stone, Thompson, S. W. Turner, Twadell, Valade, Van Raalte, Walkinshaw, Welker, Willetts, Winchell, White,
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Mr. Dowling, Eaton, Edwards, Elliott,	Mr. Jones, Keeler, Knight, Lee,	Mr. Ross, Sackrider, J. C. Sawyer, Sharts,	Mr. Wood, Woodworth, Yeomans, Speaker <i>pro tem</i>
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## NAYS.

Mr. Baldwin, Hoyt,	Mr. Prindle, Stevens,	Mr. Turck,	Mr. J. M. Turner,
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## PRESENTATION OF PETITIONS.

No. 89. By Mr. Allman: Petition of Franklin Wells and 32 other citizens of St. Joseph county, Mich., asking an amendment to section 1, act 82, session laws of 1873, relative to the incorporation of mutual fire insurance companies; Referred to the committee on insurance.

No. 90. By Mr. Stone: Petition of Jas. E. Forrest and 85 other electors of the townships of Oscoda and Au Sable, in Iosco county, praying that the counties of Iosco, Alcona, Alpena, and Presque Isle may be detached from the 18th judicial circuit and organized into an independent circuit;

Referred to the committee on judiciary.

No. 91. By Mr. Moore: Petition of Henry Whiting and 27 others relative to a uniform system of text books for the schools of this State;

Referred to the committee on education.

No. 92. By Mr. Parsons: Petition of R. S. Babcock and 85 others, relative to an appropriation for the maintenance of an eclectic medical department in the State University;

Referred to the committee on the university.

No. 93. By Mr. Knight: Petition of Peter F. Angus, Geo. F. Cross, N. D. Harris, M. McCormick and 23 others, asking for the laying out of a State road running west from Standish to the Tittabawassee river, a distance of 16 miles, and from the same place east to the Saginaw Bay, and an appropriation of State swamp lands for the construction of the same;

Referred to the committee on roads and bridges.

No. 94. By Mr. Markham: Petition of Wm. R. Eck and 7 other citizens of St. Joseph county, asking an amendment to section 1, act 82, session laws of 1873, relative to the incorporation of mutual fire insurance companies;

Referred to the committee on insurance.

No. 95. By Mr. Conely: Petition of John J. Bagley, M. I. Mills and 40 others, relative to the salary of the auditors of Wayne county;

Referred to the committee on ways and means.

No. 96. By Mr. Gies: Petition from the collectors of the several wards in the city of Detroit to extend the time for the collection of State and county taxes in the city of Detroit;

Referred to the committee on ways and means.

No. 97. By Mr. S. W. Turner: Petition of the Board of Supervisors and Superintendents of the Poor of Ingham county, D. W. Buck and 43 others, relative to amending the law so that the liquor tax shall go to the poor fund, and also to increase the tax;

Referred to the committee on the liquor traffic.

## REPORTS OF STANDING COMMITTEES.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 77, entitled

A bill to detach T. 31 N., of R. 5 W., Antrim county, from the township of Central Lake, and to attach the same to the township of Jordan in said county,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 90, entitled

A bill to extend the time for the collection of taxes in the township of Pier-son, in the county of Montcalm, for the year 1876,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

W. H. PALMER, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 95, entitled

A bill to amend section 57 (5093), chapter 186, of the session laws of 1873, being an act entitled "An act to amend section 57 of chapter 176, being section 5093 of the compiled laws of 1871, relative to cases in chancery,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

W. H. PALMER, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 72, entitled

A bill to make silver coins legal tender in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask that it be printed and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

W. H. PALMER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sharts,

The House concurred in the recommendation of the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
House bill No. 20, entitled

A bill to prevent attorneys, counselors, agents, and the like, from becoming sureties in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendment, and ask that the amendment be concurred in, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

W. H. PALMER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howland,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
Senate bill No. 11, entitled

A bill to amend section 45 of chapter 150, being section 4247 of the compiled laws of 1871 relative to alienation by deed and the proof and recording of conveyances and the canceling of mortgages,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendment, and recommend that the amendment be concurred in, and the bill do pass, and ask to be discharged from the further consideration of the subject.

W. H. PALMER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howland,

The House concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
Senate bill No. 18, entitled

A bill to amend section 6406 of the compiled laws of 1871, as amended by section 1, of act No. 154, of the session laws of 1875, relative to proceedings against debtors by attachment, and to also amend section 6407 of the compiled laws of 1871, relative to proceedings against debtors by attachment,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

W. H. PALMER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howland,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
House bill No. 29, entitled

A bill to amend compiler's section 477, chapter 10, compiled laws of 1871, being an act entitled "County officers,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend compiler's section 477, chapter 10, compiled laws of 1871, being an act entitled "County officers;"

And recommend that the substitute be concurred in, and that the same do pass, and ask to be discharged from the further consideration of the subject.

W. H. PALMER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howland,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 2, entitled

A bill re-incorporating the village of Ithaca,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 50, entitled

A bill to amend an act entitled "An act to incorporate the city of Niles," approved Feb. 12th, 1859, and the several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edwards,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 80, entitled,

A bill to incorporate the village of Wayne, in the county of Wayne, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 14, entitled

A bill to amend sections 18, 23, and 27, of an act entitled "An act to incorporate the village of Red Jacket, in Houghton county," approved March 19, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill be reprinted and that it do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. F. A. Baker,

The House concurred in the recommendation of the committee.

The bill was then ordered reprinted, referred to the committee of the whole, and placed on the general order.

By the committee on State Library:

The committee on State Library, to whom was referred

Senate bill No. 23, entitled

A bill to provide for the purchase of books for the State Library,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

D. W. SHARTS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State Library:

The committee on State Library, to whom was referred

Senate joint resolution No. 2, entitled

Joint resolution authorizing the purchase of certain books of a public nature for the use of the State;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

D. W. SHARTS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Reed,

The House concurred in the amendment made to the joint resolution by the committee.

The joint resolution was then referred to the committee of the whole, and placed on the general order.

## MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER,  
Lansing, January 23, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 19, entitled

A bill to amend section 7 of chapter 176, being section 5093 of the compiled laws of 1871, as amended by act No. 186 of the session laws of 1873, approved April 29, 1873, relative to the courts of chancery;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, Jan. 25, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following concurrent resolutions:

*Resolved* (the Senate concurring), That the Senate and House adjourn from Friday evening, 26th, until Monday, February the 5th, at 8:30 P. M., for the purpose of allowing the committees and all members of the House and Senate time to visit the State institutions;

*Resolved* (the Senate concurring), That the Senate and House adjourn from Friday evening, 26th inst., until Monday, February the 5th, at 8:30 P. M., for the purpose of allowing each of the committees, separately and respectively of the House and Senate, time to visit the State institutions;

In the passage of which the Senate has non-concurred.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, January 24, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 13, entitled

A bill supplementary to an act entitled "An act for the encouragement of agriculture, manufactures, and the mechanic arts," approved March 16, 1849:

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*



The bill was read a first and second time by its title, and referred to the committee on manufactures.

#### NOTICES.

Mr. Stinchcomb gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 and 2 of an act entitled "An act to ascertain the annual cereal products of the State of Michigan," approved February 14, 1859, being sections 804 and 805 of chapter 15 of the compiled laws of 1871, and add three new sections thereto.

Mr. Ross gave notice that on some future day he would ask leave to introduce

A bill for a city charter of the village of Howell, in Livingston county.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill relative to the acquiring of title to lands occupied by railroad companies.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill to amend section 115 of the compiled laws of 1871, being section 84 of chapter 6, relative to electors of President and Vice President of the United States;

Also,

A bill to protect the elections of voluntary political associations, and to punish frauds therein.

Mr. Abbott gave notice that on some future day he would ask leave to introduce

A bill to amend section 81 of chapter 136, of the compiled laws of 1871, entitled "Primary schools," being compiler's section 3650;

Also,

A bill to amend section 29 of chapter 47 of the compiled laws of 1847, entitled "County drain law," being compiler's section 1773.

Mr. Stafford gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1, 2, and 3 of an act entitled "An act to authorize and empower the board of control of State swamp lands to make an appropriation of State swamp lands to aid in the construction of a railroad from the straits of Mackinaw to Marquette harbor on Lake Superior," approved March 21, 1873, and the several acts amendatory thereof.

Mr. Edwards gave notice that on some future day he would ask leave to introduce

A bill to amend section 86 of chapter 178 of the compiled laws of 1871, being compiler's 5334, relative to adjournments of civil causes in justices' courts.

#### INTRODUCTION OF BILLS.

Mr. Van Raalte, previous notice having been given, and leave being granted, introduced

House bill No. 96, entitled

A bill to amend section 1 of chapter 177, being compiler's section 5245, of the compiled laws of 1871, entitled "An act requiring judges of probate in certain cases to give notice to foreign consuls of an application for administration in the estates of deceased persons," approved March 18, 1865.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Yecomans, previous notice having been given, and leave being granted, introduced

House bill No. 97, entitled

A bill to amend an act entitled "An act to amend section 137 of chapter 136, compiler's section 3696 of compiled laws of 1871, an act entitled 'An act relative to primary schools,' " as amended by act No. 167, of the session laws of 1875.

The bill was read a first and second time by its title and referred to the committee on education.

Mr. Keeler, previous notice having been given, and leave being granted, introduced

House joint resolution No. 11, entitled

Joint resolution for the relief of John Y. Hicks, of the township of Pennfield, Calhoun county, Michigan.

The joint resolution was read a first and second time by its title, and referred to the committee on public lands.

Mr. Harrington, previous notice having been given, and leave being granted, introduced

House bill No. 98, entitled

A bill to authorize the city of Port Huron to refund certain taxes illegally assessed and collected for the purpose of constructing sewers in said city, and to provide a remedy to sue and collect the same.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Harrington, previous notice having been given, and leave being granted, introduced

House bill No. 99, entitled

A bill to amend section 126 of chapter 21, being compiler's No. 1092 of the compiled laws of 1871, relative to sale at office of Auditor General of unredeemed lands.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Harrington, previous notice having been given, and leave being granted, introduced

House bill No. 100, entitled

A bill to authorize a plank road company in the county of St. Clair, organized under the general laws of this State, to charge and receive tolls at the rate of three cents per mile for double teams, and one and one-half cents per mile for single teams, for the period of six years.

The bill was read a first and second time by its title, and referred to the committee on private corporations.

Mr. Eaton, previous notice having been given, and leave being granted, introduced

House Bill No. 101, entitled

A bill relative to the taxation of shares in National and State banks.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Conely, unanimous consent being given, introduced

House bill No. 102, entitled



A bill to amend section 1 of act No. 377 of the session laws of 1873, being an act entitled "An act to confer certain powers upon the board of county auditors for the county of Wayne," approved April 19, 1873.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Willett, previous notice having been given, and leave being granted, introduced

House Bill No. 103, entitled

A bill to incorporate the village of Otisville in the county of Genesee.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Ireland, previous notice having been given, and leave being granted, introduced

House bill No. 104, entitled

A bill to amend first and fourth subdivision of section 8 and 14 of act 156 of the session laws of 1875, entitled "An act to amend section 8, 14 and 38 of chapter 21, being sections 977, 980 and 1004 of the compiled laws of 1871, relative to the taxation of shares in national or State bank stock."

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Gies, previous notice having been given, and leave being granted, introduced

House bill No. 105, entitled

A bill to extend the time for the collection of State and county taxes for the city of Detroit, Wayne county.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

#### THIRD READING OF BILLS.

House bill No. 49 (G. O. No. 18), entitled

A bill to amend sections 23 and 42 of an act to incorporate the village of Hancock, the same being act No. 274 of the session laws of 1875, entitled "An act to incorporate the village of Hancock," approved March 19th, 1875,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Elliott,	Mr. McGinnis,	Mr. Smith,
Allen,	Farr,	Markham,	Stafford,
F. A. Baker,	Ferguson,	Martin,	Steele,
N. Baker,	Gibbs,	Miller,	Stephenson,
Baldwin,	Gies,	Moore,	Stevens,
Billings,	Gould,	Morrison,	Stone,
Brown,	Harrington,	Mosher,	Thomson,
Canfield,	Hawley,	Nixon,	Turck,
Chase,	Hopkins,	Norris,	S. W. Turner,
Cheney,	Howland,	North,	Twadell,
Clark,	Hoyt,	Norton,	Van Raalte,
Conely,	Ireland,	Parsons,	Walkinshaw,
Coon,	Jewell,	Palmer,	Welker,
Crandell,	S. Johnson,	Prindle,	Willett,

Mr. Curtiss,	Mr. W. W. Johnson,	Mr. Reed,	Mr. Winchell,
Davis,	Jones,	Rork,	White,
Dillmann,	Keeler,	Ross,	Woodworth,
Dowling,	Knight,	J. C. Sawyer,	Yeomans,
Eaton,	Lee,	Sharts,	Speaker <i>pro tem</i>
Edwards,	Ludlow,		78

## NAYS.

Mr. Hankerd,	Mr. Sackrider,	Mr. Stinchcomb,	Mr. Wood,
Hill,	Shetterly,		6

Title agreed to.

On motion of Mr. Howland,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 3, entitled

A bill to authorize the appointment of a Commissioner of Mineral Statistics, and defining the duties and compensation of the same,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Elliott,	Mr. McGinnis,	Mr. Stafford,
Allen,	Farr,	Markham,	Steele,
Allman,	Ferguson,	Martin,	Stephenson,
F. A. Baker,	Fletcher,	Miller,	Stevens,
N. Baker,	Gibbs,	Moore,	Stinchcomb,
Baldwin,	Gould,	Morrison,	Stone,
Billings,	Hall,	Mosher,	Thomson,
Brown,	Harrington,	Nixon,	Turck,
Canfield,	Hawley,	Norris,	S. W. Turner.
Chase,	Hill,	North,	Twadell,
Cheney,	Hopkins,	Parsons,	Valade,
Clark,	Howland,	Palmer,	Van Raalte,
Conely,	Hoyt,	Prindle,	Walkinshaw,
Coon,	Ireland,	Reed,	Welker,
Crandell,	Jewell,	Robbins,	Willett,
Curtiss,	S. Johnson,	Rork,	Winchell,
Davis,	Jones,	Sackrider,	White,
Dillmann,	Kight,	J. C. Sawyer,	Woodworth,
Eaton,	Lee,	Sharts,	Yeomans,
Edwards,	Ludlow,	Smith,	Speaker <i>pro tem</i>
			80

## NAYS.

Mr. Dowling,	Mr. W. W. Johnson,	Mr. Shetterly,	Mr. Wood,
Hankerd,	Ross,		6

Title agreed to.

On motion of Mr. Stafford,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Billings,

The rules were suspended, two-thirds of all the members present voting therefor, and Mr. Hopkins was allowed to offer the following concurrent resolution:

*Whereas*, Our chief clerk has been subpoenaed by the committee on elections of the House of Representatives, of the United States congress, to appear forthwith before said committee, in the said city of Washington; and

*Whereas*, Leave of absence has been granted said clerk, that he may comply with the requests of said subpoena; therefore,

*Resolved* (the Senate concurring), 'That the Senate and House adjourn from Friday coming, January 26, until Monday, February 5, at 8:30 P. M., for the purpose of allowing the committees of the House and Senate to visit the State institutions upon which said committees have been appointed.

Mr. Billings moved that the rules be suspended and the resolution be put upon its immediate passage;

Which motion prevailed, two-thirds of all the members present voting therefor.

The resolution was then adopted.

On motion of Mr. Mosher,

The House took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker *pro tem*.

Roll called: quorum present.

The House resumed the order of

#### THIRD READING OF BILLS.

House bill No. 9 (G. O. No. 9), entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Wayne,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Elliott,	Mr. McGinnis,	Mr. Stafford,
Allen,	Farr,	Markham,	Stanchfield,
Allman,	Gibbs,	Miller,	Steele,
F. A. Baker,	Gies,	Moore,	Stevens,
N. Baker,	Gould,	Mosher,	Stone,
Baldwin,	Hall,	Norris,	Thomson,
Billings,	Hankerd,	North,	J. M. Turner,
Brown,	Hawley,	Norton,	S. W. Turner,
Canfield,	Hill,	Parsons,	Twadell,
Chase,	Howland,	Palmer,	Valade,
Clark,	Hoyt,	Prindle,	Van Raalte,
Conely,	Ireland,	Reed,	Willetts,
Coon,	S. Johnson,	Ross,	Winchell,
Curtiss,	Jones,	Sackrider,	Wood,
Davis,	Knight,	Sharts,	Woodworth,
Eaton,	Lee,	Shetterly,	Yeomans,
Edwards,	Ludlow,	Smith,	Speaker <i>pro tem</i>

## NAYS.

Mr. Crandell,	Mr. W.W. Johnson,	Mr. Stinchcomb,	Mr. Walkinshaw,
Ferguson,	Morrison,	Turck,	Welker,
Jewell,	Nixon,		

10

Title agreed to.

On motion of Mr. McGinnis,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## MOTIONS AND RESOLUTIONS.

Mr. Billings offered the following :

*Resolved*, That the Chief Clerk of this House be authorized to appoint a deputy Chief Clerk to act in his absence, in case he should not be able to return from Washington in time to attend to the necessary duties of this House, and that on the return of the Chief Clerk such appointment shall terminate.

Which was adopted.

Mr. Woodworth moved to discharge the committee of the whole from the further consideration of

House bill No. 90, entitled

A bill to extend the time for the collection of taxes in the township of Pier-son, in the county of Montcalm, for the year 1876 ;

Which motion prevailed.

On motion of Mr. Woodworth,

The bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the mem-bers elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Farr,	Mr. Markham,	Mr. Stevens,
Allen,	Ferguson,	Miller,	Stinchcomb,
Allman,	Gibbs,	Moore,	Stone,
F. A. Baker,	Gies,	Morrison,	Thomson,
N. Baker,	Gould,	Mosher,	Turck,
Baldwin,	Hall,	Nixon,	J. M. Turner,
Billings,	Hankerd,	Norris,	S. W. Turner,
Brown,	Hawley,	North,	Twadell,
Canfield,	Hill,	Norton,	Valade,
Chase,	Hopkins.	Parsons,	Van Raalte,
Clark,	Hoyt,	Palmer,	Walkinshaw,
Conely,	Ireland,	Prindle,	Welker,
Coon,	Jewell,	Reed,	Willetts,
Crandell,	S. Johnson,	Sackrider,	Winchell,
Curtiss,	W.W. Johnson,	Sharts,	Wood,
Davis,	Jones,	Shetterly.	Woodworth,
Eaton,	Knight,	Smith,	Yeomans,
Edwards,	Lee,	Stafford,	Speaker <i>pro tem</i>
Elliott,	Ludlow,		

74

Title agreed to.

On motion of Mr. Woodworth,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent the following report was made :

By the committee on ways and means :

The committee on ways and means, to whom was referred

House bill No. 105, entitled

A bill to extend the time for the collection of State and county taxes in the city of Detroit, Wayne county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gies,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Gies moved to amend the same by striking out the word "day" where it occurs between the words "first" and "of April," in sections 1 and 2, and inserting in lieu thereof the word "Monday;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. McGinnis,	Mr. Steele,
Allen,	Gibbs,	Markham,	Stevens,
Allman,	Gies,	Miller,	Stinchcomb,
F. A. Baker,	Gould,	Moore,	Stone,
N. Baker,	Hall,	Morrison,	Thomson,
Baldwin,	Hankerd,	Mosher,	Turck,
Billings,	Hawley,	Nixon,	J. M. Turner,
Brown,	Hill,	Norris,	S. W. Turner,
Canfield,	Hopkins,	North,	Twadell,
Chase,	Howland,	Norton,	Valade,
Clark,	Hoyt,	Parsons,	Van Raalte,
Conely,	Ireland,	Palmer,	Walkinshaw,
Coon,	Jewell,	Prindle,	Welker,
Crandell,	S. Johnson,	Reed,	Willetts,
Curtiss,	W. W. Johnson,	Sackrider,	Wood,
Davis,	Jones,	Sharts,	Woodworth,
Eaton,	Knight,	Shetterly,	Yeomans,
Elliott,	Lee,	Smith,	Speaker <i>pro tem</i>
Farr,	Ludlow,	Stafford,	75

#### NAYS.

0

Title agreed to.

On motion of Mr. Gies,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent the following bills were introduced :

Mr. Allen, previous notice having been given, and leave being granted, introduced

House bill No. 106, entitled

A bill to provide for the better support of teachers' institutes, and to repeal sections 3789, 3790, and 3791 of the compiled laws of 1871.

On motion of Mr. Allen,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 107, entitled

A bill to amend sections 1, 3, 6, 8, 9, 10, 11, 12, 14, and 17 of act No. 228 of the laws of 1875, entitled "An act for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed or fermented liquors," and to repeal act number 17, approved February 3, 1855, entitled "An act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage," and all acts amendatory thereof or in addition thereto, said acts being sections 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, of the compiled laws of 1871, and also act number 150 of the session laws of 1873, entitled "An act to prevent the sale of spiritous and intoxicating drinks as a beverage," the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to "the manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22.

The bill was read a first and second time by its title, and referred to the committee on liquor traffic.

#### MESSAGES FROM THE SENATE.

By unanimous consent the Speaker *pro tem.* announced the following message from the Senate :

SENATE CHAMBER,  
Lansing, Jan. 25, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to return the House the following concurrent resolution :

*Whereas*, Our chief clerk has been subpoenaed by the committee on elections of the House of Representatives of the United States congress, to appear forthwith before said committee, in the city of Washington; and

*Whereas*, Leave of absence has been granted said clerk, that he may comply with the request of said subpoena, therefore,

*Resolved* (the Senate concurring), That the Senate and House adjourn from Friday coming, January 26th, until Monday, February 5th, at 8:30 P. M., for the purpose of allowing the committees of the House and Senate to visit the State institutions upon which said committees have been appointed.

~ In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

Mr. Conely offered the following :

*Resolved*, That the select committee of five appointed by the House to investigate matters connected with the duties of the Trespass Agent be and they are hereby authorized to sit during the recess of the Legislature from January 26 instant to February 5th next;

Which was adopted.

Mr. Conely offered the following:

*Resolved* (the Senate concurring), That the Senate and House committee on the University be and they are hereby authorized to sit during the recess of the Legislature from January 26th instant to February 5th next.

Mr. Conely moved that the rules be suspended and the resolution be put upon its immediate passage;

Which motion prevailed, two-thirds of all the members present voting therefor.

The resolution was then adopted.

#### UNFINISHED BUSINESS.

The question being on the adoption of the following:

A CONCURRENT RESOLUTION requesting our Senators and Representatives in Congress to urge and vote for the passage of a bill in Congress to provide for and regulate the counting of votes for President and Vice President.

*Whereas*, From the closeness of the late presidential contest and the deplorable condition of our public affairs in the three contested States of the South, differences of opinion exist as to who was really elected as President and Vice President of the United States;

*And whereas*, Grave doubts exist as to the proper constitutional method of counting and declaring the electoral votes;

*And whereas*, To remove, if possible, those doubts, and to calm popular excitement, which has seriously menaced the public tranquility, and injuriously affected the business interests of the country, a Congressional Conference Committee, consisting of fourteen of the most prominent and influential members of the two Houses of Congress, and divided equally by party lines, have, with almost perfect unanimity, reported to the two Houses a compromise bill, popularly known as the "Conference Bill," which for fairness and impartiality, commends itself to the favor of law-abiding and conservative men of each political party; therefore be it

*Resolved* (the Senate concurring), That our Senators and Representatives in Congress, be, and they are hereby, requested to urge and vote for the passage of said "Conference Bill," as the best and, seemingly, only temporary expedient, which can be adopted, in the present political excitement, to allay and ward off the impending danger, and restore peace and confidence to our distracted country.

*Resolved*, That the Governor be, and he is hereby requested to cause a copy of the foregoing preamble and resolution to be forwarded to each of our Senators and Representatives now in Congress, at Washington.

Mr. Wood demanded the yeas and nays.

The demand was seconded.

Mr. Van Raalte demanded the previous question.

The demand was seconded.

The question being, shall the main question be now put,



The main question was ordered.

The question being on the adoption of the resolution,

The same was not adopted by yeas and nays, as follows:

## YEAS.

Mr. F. A. Baker,	Mr. Coon,	Mr. McGinnis,	Mr. Ross,	
N. Baker,	Fletcher,	Martin,	Sackrider,	
Canfield,	Hankerd,	Miller,	Shetterly,	
Clark,	Hawley,	Norris,	Wood,	
Conely,	Knight,	Norton,		19

## NAYS.

Mr. Abbott,	Mr. Gould,	Mr. Morrison,	Mr. Stone,	
Allen,	Hall,	Mosher,	Thomson,	
Allman,	Harrington,	Nixon,	Turck,	
Baldwin,	Hill,	North,	J. M. Turner,	
Billings,	Hopkins,	Parsons,	S. W. Turner,	
Brown,	Howland,	Palmer,	Twadell,	
Chase,	Hoyt,	Prindle,	Valade,	
Crandell,	Ireland,	Reed,	Van Raalte,	
Curtiss,	Jewell,	Robbins,	Walkinshaw,	
Davis,	S. Johnson,	Sharts,	Welker,	
Eaton,	W. W. Johnson,	Smith,	Willett,	
Edwards,	Jones,	Stafford,	Winchell,	
Elliott,	Lee,	Steele,	Woodworth,	
Farr,	Ludlow,	Stevens,	Yeomans,	
Ferguson,	Markham,	Stinchcomb,	Speaker <i>pro tem</i>	62
Gibbs,	Moore,			

Mr. F. A. Baker asked and obtained leave of absence for Mr. Conely until the 30th.

On motion of Mr. Van Raalte,  
The House adjourned.

*Lansing, Friday, January 26, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bryant.

Roll called: quorum present.

Mr. Stone, unanimous consent being given, introduced  
House bill No. 108, entitled

A bill to authorize the supervisor of the township of Denton, Roscommon county, to spread the highway tax upon the tax roll of said township of Denton for the year 1876, and to extend the time for collecting the taxes upon said roll.



The bill was read a first and second time by its title, and pending the reference of the same,

On motion of Mr. Stone,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill

Was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. McGinnis,	Mr. Stafford,
Allen,	Gibbs,	Markham,	Steele,
Allman,	Gies,	Martin,	Stephenson,
F. A. Baker,	Gould,	Miller,	Stevens,
N. Baker,	Hall,	Moore,	Stinchcomb,
Baldwin,	Hamilton,	Morrison,	Stone,
Billings,	Hankerd,	Mosher,	Thomson,
Brown,	Harrington,	Nixon,	Turck,
Canfield,	Hawley,	Norris,	J. M. Turner,
Chase,	Hill,	North,	S. W. Turner,
Cheney,	Hopkins,	Norton,	Twadell,
Clark,	Howland,	Parsons,	Valade,
Coon,	Hoyt,	Palmer,	Van Raalte,
Crandell,	Ireland,	Prindle,	Walkinshaw,
Curtiss,	Jewell,	Reed,	Welker,
Davis,	S. Johnson,	Robbins,	Willetts,
Dillmann,	W. W. Johnson,	Rork,	Winchell,
Dowling,	Jones,	Ross,	White,
Eaton,	Keeler,	Sackrider,	Wood,
Edwards,	Knight,	J. C. Sawyer,	Woodworth,
Elliott,	Lee,	Sharts,	Yeomans,
Farr,	Little,	Shetterly,	Speaker,
Ferguson,	Ludlow,	Smith,	91

#### NAYS.

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Title agreed to.

On motion of Mr. Stone,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

#### PRESENTATION OF PETITIONS.

No. 98. By Mr. Ferguson: Petition of Wm. H. Davis, O. E. Goodell, and 60 others, in relation to the liquor traffic;

Referred to the committee on liquor traffic.

No. 99. By Mr. Reed: Petition of G. J. Hudson and Emory D. Briggs asking the vacation of a certain plat in the village of Paw Paw, Van Buren county, Michigan;

Referred to the committee on municipal corporations.

#### REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 22, entitled

A bill to amend section 2 of act No. 15 of the session laws of 1875, approved February 25, 1875, entitled "An act for the protection of inn and hotel keepers," so that the provisions of the act shall apply to boarding-house keepers;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 84, entitled

A bill to authorize the county of Menominee to build bridges across the Menominee river and keep the same in repair,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled "A bill to authorize the county of Menominee to repair the existing bridge across the Menominee river," recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

WM. L. ABBOTT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Reed,

The House concurred in the adoption of the substitute reported by the committee.

The substitute was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 12, entitled

A bill to define the powers and duties of officers authorized to sell real estate in pursuance of decrees of courts of equity, and to prescribe the notice to be given in such cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Steele,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 14, entitled

A bill to amend Sec. 4407 of the Compiled Laws of 1871, relative to the in-

ventory and collection of the effects of deceased persons, as amended by Act No. 203 of the session laws of 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Mosher,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No 96, entitled

A bill to amend section 1 of chapter 177, being compiler's section 5245 of the compiled laws of 1871, entitled "An act requiring judges of probate in certain cases to give notice to foreign consuls of an application for administration in the estate of deceased persons," approved March 18, 1865,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Ireland,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 102, entitled

A bill to amend section 1 of act number 377 of the session laws of 1873, being an act entitled "An act to confer certain powers upon the board of county auditors for the county of Wayne," approved April 19, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without recommendation, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### REPORTS OF SELECT COMMITTEES.

By the select committee on liquor traffic:

The select committee on liquor traffic, to whom was referred

House bill No. 107, entitled

A bill to amend sections 1, 3, 6, 8, 9, 10, 11, 12, 14, and 17 of act No. 228.

of the laws of 1875, entitled "An act for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed or fermented liquors," and to repeal act number 17, approved February 3, 1855, entitled "An act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage," and all acts amendatory thereof or in addition thereto, said acts being sections 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, of the compiled laws of 1871, and also act number 150 of the session laws of 1873, entitled "An act to prevent the sale of spirituous and intoxicating drinks as a beverage," the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to "the manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22;

Respectfully report that they have had the same under consideration, and have directed me to recommend that the bill be printed for the use of the committee.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howland,

The House concurred in the recommendation of the committee.

The bill was ordered printed for the use of the committee.

Mr. Hoyt moved that the rules be suspended and that the House go into committee of the whole on the general order.

Which motion did not prevail, two-thirds of all the members present not voting therefor.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, January 25, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 60, entitled

A bill to amend section 6404 of the compiled laws of 1871, being section 8 of chapter 201, relative to proceedings against debtors by attachment,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, January 25, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to respectfully request the House to return to the Senate the following preamble and concurrent resolution:

*Whereas*, Our chief clerk has been subpoenaed by the committee on elections of the House of Representatives of the United States Congress, to appear forthwith before said committee, in the said city of Washington; and

*Whereas*, Leave of absence has been granted said clerk, that he may comply with the request of said subpoena; therefore,

*Resolved* (the Senate concurring), That the Senate and House adjourn from Friday coming, January 26, until Monday, February 5, at 8:30 P. M., for the purpose of allowing the committees of the House and Senate to visit the State institutions upon which said committees have been appointed.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

Mr. Howland moved that the request of the Senate be granted;  
Which motion did not prevail.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, Jan. 25, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 18, entitled

A bill to amend an act entitled “An act making appropriation for the heating and ventilating apparatus for the new capitol and for improvements in said building,” approved February 18, 1875;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, January 24, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to respectfully request the House to return to the Senate

Senate bill No. 18, entitled

A bill to amend section 6406 of the compiled laws of 1871, as amended by section 1 of act No. 154 of the session laws of 1875, relative to proceedings against debtors by attachment; and to also amend section 6407 of the compiled laws of 1871, relative to proceedings against debtors by attachment.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

On motion of Mr. Allen,

The bill was taken from the table.

On motion of Mr. Allen,

The request of the Senate was granted.

The bill was then returned to the Senate.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, January 25, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

## 1. Senate bill No. 5, entitled

A bill to provide for the making of abstracts of lands, sold for taxes, and unredeemed by the Auditor General;

## 2. Senate bill No. 20, entitled

A bill to amend section 7492 of the compiled laws of 1871, the same being section 1 of an act entitled "An act providing for the payment of the fees of certain officers for services rendered in criminal cases," approved April 2, 1849:

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on ways and means.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

## NOTICES.

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill to amend section 4269 of compiled laws of 1871, in relation to estates in dower.

Mr. Hill gave notice that on some future day he would ask leave to introduce

A bill to vacate a portion of the plat of Dyckman & Woodman's addition to the village of Paw Paw, in the county of Van Buren.

Mr. Morrison gave notice that on some future day he would ask leave to introduce

A bill relative to fees of certain officers in civil cases.

Mr. S. Johnson gave notice that on some future day he would ask leave to introduce

A bill to amend section 4854 of compiled laws of 1871, relative to the adoption of children;

Also,

A bill to amend section 4377, compiled laws of 1871, relative to dower of widows.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Sheridan, Montcalm county.

Mr. Stone gave notice that on some future day he would ask leave to introduce

A bill to repeal section 3 of act No. 41, session laws of 1875, entitled an act to organize the county of Roscommon.

## INTRODUCTION OF BILLS.

Mr. Stinchman, previous notice having been given, and leave being granted, introduced

House bill No. 109, entitled

A bill to amend sections 1 and 2, of an act entitled "An act to ascertain the annual cereal products of the state of Michigan," approved February 14, 1859, being sections 804 and 805 of chapter 15 of the compiled laws of 1871, and to add three new sections thereto.



The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. Little, previous notice having been given, and leave being granted, introduced

House bill No. 110, entitled

A bill to amend section 9 of act No. 152 of the session laws of 1875, being an act to amend section 9 of chapter 130 of the revised statutes of 1846, compiler's section 6320 of the compiled laws of 1871, relative to foreclosure by advertisement.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Abbott, previous notice having been given, and leave being granted, introduced

House bill No. 111, entitled

A bill to amend section 81 of chapter 136 of the compiled laws of 1871, entitled "Primary schools," being compiler's section 3650.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 112, entitled

A bill to repeal act No. 95 of the session laws of 1873, and to regulate and define the duties and liabilities of executors, administrators, and guardians in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Stafford, previous notice having been given, and leave being granted, introduced

House bill No. 113, entitled

A bill to regulate the sale of medicines and poisons.

The bill was read a first and second time by its title, and referred to the committee on public health.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 114, entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 115, entitled

A bill for the more effectual prevention of cruelty to animals.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 116, entitled

A bill to authorize the formation of corporations for the prevention of cruelty to animals and fowls.

The bill was read a first and second time by its title, and referred to the committee on state affairs.

Mr. Reed, previous notice having been given, and leave being granted, introduced

House joint resolution No. 12, entitled

Joint resolution authorizing the trustees in behalf of the State to convey to John B. Lanckton of Burns, Shiawassee county, Michigan, by quit claim deed the west half of southeast quarter of section 24, Town 5 W, of Range 3 East, Shiawassee county.

The joint resolution was read a first and second time by its title, and referred to the committee on state affairs.

#### MOTIONS AND RESOLUTIONS.

Mr. Martin offered the following:

*Resolved*, That the select committee on investigation of charges against the Trespass Agent be and are hereby authorized to employ a clerk, at the usual compensation (three dollars per day); also, that the Sergeant-at-Arms be directed to procure a room with the necessary accommodations, in which the committee may meet.

Mr. W. W. Johnson demanded a division of the question, so that the vote on allowing the employing of a clerk and the procuring of a room be taken separately.

The question being on the adoption of that part of the resolution authorizing the employing of a clerk,

The same was adopted.

The question being on the adoption of that part of the resolution authorizing the procuring of a room,

The same was adopted.

Mr. Mosher offered the following:

*Resolved*, That the Speaker of this House appoint a committee of three whose duty it shall be to ascertain such committees, as in their opinion, need clerks, and report the same to this House as soon as may be expedient;

Which was not adopted.

Mr. Hill offered the following:

*Resolved*, That the State printer be and is hereby directed to print and bind one thousand copies of the Manual of the House and the Senate (in addition to the number already ordered) for the use of the members of this House.

Mr. Wood demanded the yeas and nays on the adoption of the resolution.

The demand was seconded, and pending the taking of the vote, Mr. Billings moved to amend the resolution by striking out the number "one thousand" and inserting in lieu thereof the number "five hundred."

Mr. Wood demanded the yeas and nays.

The demand was not seconded.

The motion to amend then did not prevail.

The resolution was then not adopted, by yeas and nays, as follows:

#### YEAS.

Mr. Baldwin,  
Eaton,  
Edwards,  
Ferguson,  
Gies,

Mr. Hamilton,  
Hankerd,  
Hill,  
Miller,

Mr. Prindle,  
Sharts,  
Smith,  
Stafford,

Mr. Stevens,  
J. M. Turner,  
S. W. Turner,  
Van Raalte,



## NAYS.

Mr. Allen,	Mr. Fletcher,	Mr. McGinnis,	Mr. Shetterly,
Allman,	Gibbs,	Markham,	Steele,
F. A. Baker,	Gould,	Martin,	Stinchcomb,
N. Baker,	Hall,	Moore,	Stone,
Billings,	Harrington,	Morrison,	Thomson,
Brown,	Hawley,	Mosher,	Turck,
Canfield,	Howland,	Nixon,	Twadell,
Chase,	Hoyt,	Norris,	Valade,
Cheney,	Ireland,	Norton,	Walkinshaw,
Clark,	Jewell,	Parsons,	Welker,
Coon,	S. Johnson,	Palmer,	Willetts,
Crandell,	W. W. Johnson,	Reed,	Winchell,
Curtiss,	Jones,	Robbins,	White,
Davis,	Keeler,	Rork,	Wood,
Dillmann,	Lee,	Ross,	Woodworth,
Dowling,	Little,	Sackrider,	Yeomans,
Elliott,	Ludlow,	J. C. Sawyer,	Speaker,
Farr,			

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Mr. Hamilton offered the following:

*Resolved*, That the State Librarian be and is hereby authorized to purchase for the use of the judiciary committee of this House the books hereinafter enumerated, said books to be the property of the State, and to be returned at the end of the session of this Legislature to the State Librarian: Bouvier's Law Dictionary; Webster's Dictionary; Cooley on Taxation; Sedgwick on Statutory and Constitutional Law; Cheever's Probate Practice.

Which was adopted.

Mr. J. M. Turner offered the following:

*Resolved*, That the committee on printing be authorized to procure 500 additional copies of the Manual for the members of the House.

Mr. Allen moved that the resolution be referred to the committee on printing;

Which motion did not prevail.

The question being on the adoption of the resolution,

Mr. Van Raalte offered the following substitute therefor:

*Resolved* (the Senate concurring), That five hundred copies of the Legislative Manual of 1877 and 1878 be printed for the use of the Legislature;

Which was adopted.

Mr. Howland moved that the rules be suspended, and the concurrent resolution put upon its immediate passage;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on the adoption of the resolution,

Mr. Allen moved that it be referred to the committee on printing;

Which motion did not prevail.

Mr. Hamilton moved to amend the resolution by striking out the number "five hundred," and inserting in lieu thereof the number "nine hundred and fifty."

Mr. Norton demanded the yeas and nays.

The demand was seconded, and the motion to amend did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Billings, Brown, Cheney, Coon, Curtiss, Davis, Dowling, Eaton, Edwards,	Mr. Elliott, Fletcher, Gies, Hamilton, Hankerd, Hill, Hoyt, Jewell,	Mr. S. Johnson, Jones, McGinnis, North, Prindle, Sharts, Smith, Stafford,	Mr. Steele, Stephenson, Stevens, Stone, J. M. Turner, S. W. Turner, Van Raalte, Woodworth,
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## NAYS.

Mr. Abbott, Allen, Allman, F. A. Baker, N. Baker, Baldwin, Canfield, Chase, Clark, Dillmann, Farr, Gibbs, Gould, Hall,	Mr. Harrington, Hawley, Hopkins, Howland, Ireland, W. W. Johnson, Keeler, Lee, Little, Ludlow, Markham, Martin, Miller, Moore,	Mr. Morrison, Mosher, Nixon, Norris, Norton, Parsons, Palmer, Reed, Robbins, Rork, Ross, Sackrider, J. O. Sawyer, Shetterly,	Mr. Stinchcomb, Thomson, Turck, Twadell, Valade, Walkinshaw, Welker, Willett, Winchell, White, Wood, Yeomans, Speaker,
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The question being on the adoption of the resolution,

Mr. Hamilton demanded the yeas and nays.

The demand was seconded, and the resolution was adopted, by yeas and nays, as follows:

## YEAS.

Mr. Abbott, Allman, F. A. Baker, N. Baker, Baldwin, Billings, Brown, Clark, Coon, Crandell, Curtis, Davis, Dillmann, Dowling, Eaton,	Mr. Edwards, Elliott, Fletcher, Gies, Hamilton, Hankerd, Harrington, Hawley, Hill, Howland, Hoyt, Ireland, Jewell, S. Johnson,	Mr. Jones, Lee, McGinnis, Martin, Moore, Morrison, Norris, North, Parsons, Prindle, Ross, J. C. Sawyer, Sharts, Smith,	Mr. Stafford, Steele, Stephenson, Stevens, Stone, J. M. Turner, S. W. Turner, Twadell, Van Raalte, Willett, Winchell, Woodworth, Yeomans, Speaker,
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## NAYS.

Mr. Allen, Canfield, Chase, Cheney,	Mr. Hopkins, W. W. Johnson, Keeler, Little,	Mr. Nixon, Norton, Palmer, Reed,	Mr. Stinchcomb, Thomson, Turck, Valade,
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Mr. Farr,	Mr. Ludlow,	Mr. Robbins,	Mr. Walkinshaw,
Gibbs,	Markham,	Rork,	Welker,
Gould,	Miller,	Sackrider,	White,
Hall,	Mosher,	Shetterly,	Wood, 32

Mr. Harrington requested to be excused from serving on the select committee to investigate matters connected with the Trespass Agent and the Land Office; Which request was granted.

The Speaker appointed Mr. Moore to act in his place.

Mr. J. C. Sawyer also requested to be excused from serving on the same committee;

Which request was granted.

The Speaker then appointed Mr. Hall to serve in his place.

By unanimous consent the Speaker announced the following message from the Senate:

SENATE CHAMBER,  
*Lansing, January 26, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bills:

1. House bill No. 90, entitled

A bill to extend the time for the collecting taxes in the township of Pierson, in the county of Montcalm, for the year eighteen hundred and seventy-six;

2. House bill No. 105, entitled

A bill to extend the time for the collection of State and county taxes for the city of Detroit, Wayne county;

3. House bill No. 108, entitled

A bill to authorize the supervisor of the township of Denton, Roscommon county, to spread the highway tax upon the tax roll of said township of Denton for the year 1876 and to extend the time for collecting the taxes upon said roll;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

Mr. Norton asked and obtained leave of absence for himself until the 7th of February.

Mr. Woodworth asked and obtained leave of absence for himself until the 7th of February.

The following report was made:

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following bill:

House bill No. 18 (general order No. 1), entitled

A bill to amend an act entitled "An act making appropriations for the heating and ventilating apparatus for the new capitol and for improvements in said building," approved February 18, 1875.

A. W. FARR, *Chairman.*

Report accepted and committee discharged.

of the laws of 1875, entitled "An act for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed or fermented liquors," and to repeal act number 17, approved February 3, 1855, entitled "An act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage," and all acts amendatory thereof or in addition thereto, said acts being sections 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, of the compiled laws of 1871, and also act number 150 of the session laws of 1873, entitled "An act to prevent the sale of spirituous and intoxicating drinks as a beverage," the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to "the manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22;

Respectfully report that they have had the same under consideration, and have directed me to recommend that the bill be printed for the use of the committee.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howland,

The House concurred in the recommendation of the committee.

The bill was ordered printed for the use of the committee.

Mr. Hoyt moved that the rules be suspended and that the House go into committee of the whole on the general order.

Which motion did not prevail, two-thirds of all the members present not voting therefor.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, January 25, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 60, entitled

A bill to amend section 6404 of the compiled laws of 1871, being section 8 of chapter 201, relative to proceedings against debtors by attachment,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, January 25, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to respectfully request the House to return to the Senate the following preamble and concurrent resolution:

*Whereas*, Our chief clerk has been subpoenaed by the committee on elections of the House of Representatives of the United States Congress, to appear forthwith before said committee, in the said city of Washington; and

*Whereas*, Leave of absence has been granted said clerk, that he may comply with the request of said subpoena; therefore,

*Resolved* (the Senate concurring). That the Senate and House adjourn from Friday coming, January 26, until Monday, February 5, at 8:30 P. M., for the purpose of allowing the committees of the House and Senate to visit the State institutions upon which said committees have been appointed.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. Howland moved that the request of the Senate be granted;  
Which motion did not prevail.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, Jan. 25, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 18, entitled

A bill to amend an act entitled “An act making appropriation for the heating and ventilating apparatus for the new capitol and for improvements in said building,” approved February 18, 1875;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, January 24, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to respectfully request the House to return to the Senate

Senate bill No. 18, entitled

A bill to amend section 6406 of the compiled laws of 1871, as amended by section 1 of act No. 154 of the session laws of 1875, relative to proceedings against debtors by attachment; and to also amend section 6407 of the compiled laws of 1871, relative to proceedings against debtors by attachment.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

On motion of Mr. Allen,

The bill was taken from the table.

On motion of Mr. Allen,

The request of the Senate was granted.

The bill was then returned to the Senate.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, January 25, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

## 1. Senate bill No. 5, entitled

A bill to provide for the making of abstracts of lands, sold for taxes, and unredeemed by the Auditor General;

## 2. Senate bill No. 20, entitled

A bill to amend section 7492 of the compiled laws of 1871, the same being section 1 of an act entitled "An act providing for the payment of the fees of certain officers for services rendered in criminal cases," approved April 2, 1849:

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on ways and means.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

## NOTICES.

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill to amend section 4269 of compiled laws of 1871, in relation to estates in dower.

Mr. Hill gave notice that on some future day he would ask leave to introduce

A bill to vacate a portion of the plat of Dyckman & Woodman's addition to the village of Paw Paw, in the county of Van Buren.

Mr. Morrison gave notice that on some future day he would ask leave to introduce

A bill relative to fees of certain officers in civil cases.

Mr. S. Johnson gave notice that on some future day he would ask leave to introduce

A bill to amend section 4854 of compiled laws of 1871, relative to the adoption of children;

Also,

A bill to amend section 4377, compiled laws of 1871, relative to dower of widows.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Sheridan, Montcalm county.

Mr. Stone gave notice that on some future day he would ask leave to introduce

A bill to repeal section 3 of act No. 41, session laws of 1875, entitled an act to organize the county of Roscommon.

## INTRODUCTION OF BILLS.

Mr. Stinchman, previous notice having been given, and leave being granted, introduced

House bill No. 109, entitled

A bill to amend sections 1 and 2, of an act entitled "An act to ascertain the annual cereal products of the state of Michigan," approved February 14, 1859, being sections 804 and 805 of chapter 15 of the compiled laws of 1871, and to add three new sections thereto.

The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. Little, previous notice having been given, and leave being granted, introduced

House bill No. 110, entitled

A bill to amend section 9 of act No. 152 of the session laws of 1875, being an act to amend section 9 of chapter 130 of the revised statutes of 1846, compiler's section 6320 of the compiled laws of 1871, relative to foreclosure by advertisement.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Abbott, previous notice having been given, and leave being granted, introduced

House bill No. 111, entitled

A bill to amend section 81 of chapter 136 of the compiled laws of 1871, entitled "Primary schools," being compiler's section 3650.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 112, entitled

A bill to repeal act No. 95 of the session laws of 1873, and to regulate and define the duties and liabilities of executors, administrators, and guardians in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Stafford, previous notice having been given, and leave being granted, introduced

House bill No. 113, entitled

A bill to regulate the sale of medicines and poisons.

The bill was read a first and second time by its title, and referred to the committee on public health.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 114, entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 115, entitled

A bill for the more effectual prevention of cruelty to animals.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 116, entitled

A bill to authorize the formation of corporations for the prevention of cruelty to animals and fowls.



The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, Jan. 26, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to return to the House the following concurrent resolution :

*Resolved* (the Senate concurring), 'That the Senate and House committee on the University be and they are hereby authorized to sit during the recess of the Legislature from January 26th inst., to February 5th next,

In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, January 26, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to return to the House the following concurrent resolution :

*Resolved by the House* (the Senate concurring), That the Railroad Commissioner be requested to arrange for the transportation of the committees on the asylums, and other State institutions, and all members of the House and Senate, to visit and inspect the same, and that the Governor be requested to accompany said committees and members ;

In the passage of which the Senate has not concurred.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

#### NOTICES.

Mr. Stone gave notice that on some future day he would ask leave to introduce

A bill to prevent the cutting and destruction of timber on lands, the title of which is in the State, by reason of sale for delinquent taxes.

Mr. S. Johnson gave notice that on some future day he would ask leave to introduce

A bill to amend the law relative to the election of School Inspectors,

Also,

A bill to amend the game laws relative to netting pigeons.

#### INTRODUCTION OF BILLS.

Mr. Farr, previous notice having been given, and leave being granted, introduced

House bill No. 117, entitled

A bill to amend and declare the true intention of "An act to detach certain territory from the townships of Manistee and Stronach, in the county of Manistee, and to organize such territory so detached into a township by the name of Filer," and to legalize certain action taken thereon.

The bill was read a first and second time by its title, and referred to the committee on judiciary.



Mr. Reed, previous notice having been given, and leave being granted, introduced

House bill No. 118, entitled

A bill to amend an act entitled "An act to incorporate the village of Vernon, in Shiawassee county," approved March 18th, A. D. 1871.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Rork, previous notice having been given, and leave being granted, introduced

House bill No. 119, entitled

A bill to amend sections 106 and 117, of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6th, 1869, being compiler's sections 1072 and 1083, chapter 21, compiled laws of 1871, and to add one new section thereto to stand as section 124, compiler's section 1090.

On motion of Mr. Conely,

The House adjourned.

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*Lansing, Tuesday, February 6, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bryant.

Roll called: quorum present.

Absent without leave, Messrs. Gies, Gould, Jones, Morrison, Palmer, and Steele.

Mr. Billings asked and obtained leave of absence for Mr. Steele until the 7th.

Mr. Stanchfield asked and obtained leave of absence for Mr. Palmer indefinitely, on account of sickness in his family.

Mr. Martin asked and obtained leave of absence for Mr. Gies indefinitely, on account of sickness in his family.

Mr. Harrington asked and obtained leave of absence for Mr. Jones until the 13th.

Mr. Crandell asked and obtained leave of absence for Mr. Morrison until the 7th.

Mr. Nixon asked and obtained leave of absence for Mr. Gould until the 7th.

#### PRESENTATION OF PETITIONS.

No. 102. By Mr. Yeomans: Petition of S. M. Bayard, L. Joslin, W. C. Page, W. W. Mitchell, and 265 others, citizens of Ionia county, asking that appropriations be made for the maintenance of an eclectic medical department in the State University.

On demand of Mr. Yeomans,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable, the Senate and House of Representatives of the State of Michigan, in Legislature assembled:*

While we, the undersigned, citizens of Ionia county, deprecate the policy of State support to medical schools, we believe the claims of the different schools of medicine to State patronage to be equal, and would therefore respectfully petition your honorable body to either make appropriations for the maintenance of an eclectic medical department in the State University, equal to those made for the homeopathic department, or to withdraw all support of the medical department of the University.

We do most earnestly protest against the injustice of the State sustaining, either by appropriations of money or by association with the University, one school of medicine to the exclusion of another.

The petition was referred to the committee on the University.

No. 103. By Mr. Elliott: Petition of L. E. Welkens, M. D., and numerous others relative to the same subject;

Referred to the committee on the University.

No. 104. By Mr. Ferguson: Petition of H. Sebing, E. P. Harvey, J. S. Cross, Henry Ford, and 95 other citizens of Bangor, asking for the incorporation of the village of Bangor, Van Buren county;

Referred to the committee on municipal corporations.

No. 105. By Mr. Billings: Petition of Wm. Odell, M. J. Putnam, H. Crawford, and 63 others, asking for an amendment of the law on the liquor traffic so as to equalize the tax, making it commensurate to the business carried on;

Referred to the committee on liquor traffic.

No. 106. By Mr. Robbins: Remonstrance of W. W. Link, Mayor; P. L. Sword, A. Wheeler, C. E. Bennett, A. J. Dean, A. C. King, M. Mulloy, Fred. T. Clark, John R. Clark, Aldermen, and 120 others, business men and taxpayers of Adrian, against any change in the law known as the whiskey-tax law, which shall divert from the city or village treasury any portion of the funds arising from said tax;

Referred to the committee on the liquor traffic.

No. 107. By Mr. Robbins: Petition of Cornelius Quick, H. B. Taft, D. D. Bennett, O. H. Alger, and 20 others, citizens and tax-payers of Lenawee county, asking that the law in relation to the time of holding annual school meetings be amended so that said meetings may be held on the second Monday in March or the last Monday in July, bringing the annual meeting in vacation;

Referred to the committee on education.

No. 108. By Mr. Robbins: Petition of Col. N. B. Eldredge, of Adrian, asking that the liquor tax be set apart to build and maintain an Inebriate Asylum, in this State.

On demand of Mr. Robbins,

The petition was read at length.

The petition was referred to the committee on the liquor traffic.

No. 109. By Mr. Hall: Petition of C. H. Westcott, Geo. C. Griswold, Stephen Whittier and 78 others, citizens of Lenawee county, relative to illuminating oils;

Referred to the committee on public health.

No. 110. By Mr. Stone: Petition of O. E. M. Cutcheon and 100 others,

asking the passage of a bill donating certain State swamp lands in the counties of Alcona and Iosco, to assist in the construction of a railroad from Harrisville, in Alcona county, along the shore of Lake Huron to Alabaster, in Iosco county, and connecting with the J., L. & S. R. R. at Standish;

Referred to the committee on public lands.

No. 111. By Mr. White: Petition of Wm. E. Ambler, Charles Willett, Amos Dresser, J. E. White, G. W. Maxwell and 105 others, praying that a State road be laid out and improved in the county of Oceana;

Referred to the committee on roads and bridges.

No. 112. By Mr. Keeler: Petition of B. H. Bernares, J. M. Bomans and others, relative to the boundaries of school districts;

Referred to the committee on education.

No. 113. By Mr. Parsons: Petition of Dwight May, Thos. R. Sherwood, H. C. Briggs, J. M. Edwards, H. G. Wells, N. A. Balch, J. Davidson Burns and 250 others, that a law may be enacted submitting an amendment to the constitution increasing the salaries of circuit judges;

Referred to the committee on judiciary.

No. 114. By Mr. Shetterley: Petition of Albert Yates, Jas. M. Vanhorn and 180 others, residents of Macomb and Oakland counties, to exempt the Clinton river, in said counties, from the provisions of existing laws in relation to fishing with seines, pound or trap nets in the small inland lakes and streams of this State;

Referred to the committee on fisheries.

No. 115. By Mr. Winchell: Petition of C. J. Poore, J. N. Soucrout, C. C. Hurlburt, Giles Sherwood, J. O. Patterson, Ferry Walton, Geo. H. Anderson, E. Sherman, Geo. Scales, J. C. Ives, Geo. Yates, Wm. Starr, and 100 others, asking for a change of law so as provide for a semi-annual payment of taxes;

Referred to the committee on ways and means.

No. 116. By Mr. Eaton: Petition of J. B. Humphrey, D. A. McMartin, N. Gilbert, and 33 others, relative to the salaries of circuit judges;

Referred to the committee on judiciary.

No. 117. By Mr. Reed: Petition of Michael Colter, C. H. Allen, G. D. Palmer, and 39 others, asking for an appropriation for the maintenance of an eclectic medical department in the State university of Michigan;

Referred to the committee on the university.

No. 118. By Mr. Billings: Remonstrance of L. H. Pierce, of Linden, against the passage of House bill No. 44, relative to the protection of men in the medical profession that have diplomas and not brains;

Referred to the committee on state affairs.

No. 119. By Mr. S. Johnson: Petition of J. S. Wright and 67 other residents of Ottawa county, asking for an eclectic medical department in the University;

Referred to the committee on the University.

No. 120. By Mr. S. Johnson: Petition Thos. G. Blakely and 101 others, residents of Cass county, relative to the same subject;

Referred to the committee on the university.

No. 121. By Mr. Moore: Petition of Solomon Gilbert and 38 others relative to the same subject;

Referred to the committee on the University.

No. 122. By Mr. S. Johnson: Petition of D. H. Cole and 37 others, of Ottawa county, relative to the same subject;

Referred to the committee on the University.

No. 123. By Mr. Markham: Petition of Edwin W. Keightley, Wm. H. Lintz, L. T. Hull, and 192 others, relative to catching wild pigeons while nesting and rearing their young;

Referred to the committee on State affairs.

No. 124. By Mr. Stevens: Petition of R. W. Hay, J. Hanchett, J. G. Chaffin, and 46 others of Montcalm county, asking that school boards be prohibited from raising money unless the same has been voted by the legal voters of the school district, and also to abolish the present town superintendency of schools;

Referred to the committee on education.

No. 125. By Mr. Stevens: Petition of John B. Turck, W. E. Morris, A. R. Martin, and 83 others, in regard to an eclectic medical department in the University;

Referred to the committee on the University.

No. 126. By Mr. Stanchfield: Petition of Hon. D. L. Filer, and other citizens of Ludington, relative to the bill to change the name of the Frye family.

On demand of Mr. Stanchfield,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable Legislature of the State of Michigan:*

We, the undersigned, residents of the city of Ludington, represent that we know the Frye family, who are seeking to have their surname changed by a bill now pending before your honorable body, and are acquainted with the circumstances which have led them to ask for the passage of such a bill; that the author of the letter sent to your honorable body protesting against its passage was sent to the penitentiary for a term of years for a most heinous offense, the sentence for which is universally regarded in this community as extremely merciful considering the aggravating circumstances connected therewith; that this change of name does not in any manner involve a dollar's worth of property, and we believe it to be in the interest of justice and right, and that said bill ought to pass.

The petition was referred to the committee on State affairs.

No. 127. By Mr. Sackrider: Memorial of the board of supervisors of Saginaw county relative to the assessment of highway labor.

On demand of Mr. Sackrider,

The memorial was read at length and spread at large on the journal, as follows:

At a regular session of the board of supervisors of Saginaw county, held at Saginaw city in said county, on the 24th day of October, A. D. 1876, the following resolution was adopted:

*Resolved by the board of supervisors of Saginaw county,* That the Senator and several Representatives in the Legislature of the State of Michigan from this county be and are hereby requested to use their influence to secure an amendment to act No. 179 of session laws of 1875, in relation to the assessment of highway labor, so that it may be left discretionary with the commissioner of highways, the amount not to exceed one dollar on one hundred dollars valuation, and on each one hundred dollars valuation.

*Resolved further,* That the clerk of this board is directed to furnish to the Senator from this district, and to each of the members of the Legislature from this county, a copy of this resolution on or before the first day of the next session of the Legislature.

STATE OF MICHIGAN, }  
COUNTY OF SAGINAW. } ss.

I, Byron G. Stark, clerk of said county, and of the circuit court thereof, do hereby certify that the foregoing is a copy of a resolution on the record of the board of supervisors, now of record in my office; that I have carefully compared the said copy with the original record thereof, and that it is a correct transcript therefrom and of the whole thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the seal  
[L. S.] of said county, at Saginaw, this 26th day of January, A.  
D. 1877.

BYRON G. STARK, *Clerk.*

The memorial was referred to the committee on ways and means.

No. 128. By Mr. Gibbs: Petition of Brandenburg, Backus & Co., and 18 others, relative to illuminating oils;

Referred to the committee on public health.

No. 129. By Mr. Gibbs: Communication from Hannah, Lay & Co., Traverse City, relative to illuminating oils.

On demand of Mr. Gibbs,

The communication was read at length and spread at large on the journal as follows:

TRAVERSE CITY, Feb'y 1st, 1877.

*Oil Comparison 115° as against 150°.*—Hannah, Lay & Co. used in October, November, December, and January for 1874-5, 104 gallons of 115°, for 1875-6 same time, 144 gallons of 150°, or 17-24 as much of 115° as of 150°, and at a cost of 62-103 as much, on basis of to-day's prices; or a saving of 40 gallons in amount used in 4 months, and a saving of \$20.64 in money—besides on the 115° a gain of 25 per cent in light power, and no trouble from freezing.

HANNAH, LAY & CO.

The communication was referred to the committee on public health.

No. 130. By Mr. Harrington: Petition of attorneys of St. Clair county and others relative to the submission of a constitutional amendment increasing circuit judges' salaries;

Referred to the committee on the judiciary.

No. 131. By Mr. Harrington: Petition relative to the passage of a law to authorize the refunding of certain taxes illegally assessed and collected in the city of Port Huron for the purpose of constructing sewers;

Referred to the committee on local taxation.

No. 132. By Mr. Laubach: Petition of J. Fisher, Jacob D. Boe, Charles Christmas, and E. P. Ferry, of Grand Haven, to amend act No. 49, session laws of 1873, so as to allow fishing in the waters of Grand river, etc., from Oct. 1 to March 31, inclusive, in each year;

Referred to the committee on fisheries.

No. 133. By Mr. Jewell: Petition of Dr. R. S. Trask and others for the establishment of an eclectic medical department in the University;

Referred to the committee on the University.

No. 134. By Mr. J. C. Sawyer: Petition of C. W. Slocum, M. D., J. McGordon, pastor of M. E. church, Rev. J. Crabbs, J. Allen, and 65 others, relative to the same subject;

Referred to the committee on the University.

No. 135. By Mr. S. W. Turner: Petition of W. W. Pierce, E. W. Banks,

and 25 others, relative to prohibiting the manufacture and sale of all alcoholic liquors ;

Referred to the committee on the liquor traffic.

No. 136. By Mr. S. W. Turner: Petition of M. D. Taft, B. S. Patrick, and 75 others, relative to the same subject ;

Referred to the committee on the liquor traffic.

No. 137. By Mr. S. W. Turner: Petition of M. D. Chatterton, J. C. Cannon, Wm. Woodhouse, and 38 others, relative to an amendment increasing the salaries of circuit judges ;

Referred to the committee on judiciary.

No. 138. By the Speaker: Memorial of Hon. Wm. Hemmingway of Lapeer, asking for a reorganization of the judiciary of the State ;

Referred to the committee on judiciary.

Mr. Welker, by unanimous consent, offered the following resolution :

*Resolved*, That Moses Harris, of Lansing, be appointed assistant fireman of this House, at a compensation to be hereafter named.

On motion of Mr. Welker,

The resolution was laid on the table.

#### REPORTS OF STANDING COMMITTEES.

By the committee on State Normal School :

The committee on State Normal School, to whom was referred

House bill No. 55, entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1877 and 1878,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

G. F. EDWARDS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following named bills :

1. House bill No. 60 (G. O. No. 15), entitled

A bill to amend section 6404 of the compiled laws of 1871, being section 8, of chapter 201, relative to proceedings against debtors by attachment ;

2. House bill No. 90, entitled

A bill to extend the time for the collection of taxes in the township of Pier-son, in the county of Montcalm, for the year 1876 ;

3. House bill No. 105, entitled

A bill to extend the time for the collection of State and county taxes for the city of Detroit, Wayne county ;

4. House bill No. 108, entitled

A bill to authorize the supervisor of the township of Denton, Roscommon county, to spread the highway tax upon the tax roll of said township of Denton for the year 1876, and to extend the time for collecting the taxes upon said roll.

A. W. FARR, *Chairman*.

Report accepted and committee discharged.



## REPORT OF SELECT COMMITTEE.

By the select committee on the investigation in the case of D. J. Evans, trespass agent.

The select committee on investigation in the case of D. J. Evans, trespass agent, respectfully report, that in accordance with authority, they have appointed Richard Haigh Jr., clerk to the committee during their investigation of said case; also, the committee ask leave of absence, on and after Thursday, the 8th inst., until the investigation be concluded.

STEPHEN MARTIN, *Chairman*.

Report accepted and laid on the table.

On motion of Mr. Howland,

The leave of absence requested by the committee was granted.

## NOTICES.

Mr. Davis gave notice that on some future day he would ask leave to introduce

A bill to promote the mining interest of the State.

Mr. Harrington gave notice that on some future day he would ask leave to introduce

A bill to amend section 40, of chapter 192 (compiler's number 6114) of compiled laws of 1871, relative to officers of companies furnishing certificates of shares of stock for purpose of levy by execution.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A bill to amend section 11, of chapter 239, of the compiled laws of 1871.

Mr. Canfield gave notice that on some future day he would ask leave to introduce

A bill to revise the charter of the village of New Haven, Macomb county.

Mr. W. W. Johnson gave notice that on some future day he would ask leave to introduce

A bill for the protection and preservation of the abstracts of title to real estate (belonging to the county of Kent) in the county of Kent, and to continue the same.

Mr. Shetterly gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Utica.

Mr. Eaton gave notice that on some future day he would ask leave to introduce

A bill to amend sections 39, 40, 43, 44, and 45, of chapter 6, of the compiled laws of 1871, relative to elections and the county canvass of the votes thereof.

Mr. Moore gave notice that on some future day he would ask leave to introduce

A bill to provide for a tax upon dogs.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill relative to divorces.

Mr. Stone gave notice that on some future day he would ask leave to introduce

A bill to amend section 7478, compiled laws of 1871, relative to fees of justices of the peace in criminal cases.



Mr. Willett gave notice that on some future day he would ask leave to introduce

A bill to reincorporate the village of Mount Morris, in the county of Genesee.

Mr. Little gave notice that on some future day he would ask leave to introduce

A bill to repeal "An act to organize the county of Gladwin," approved April 8, 1875.

Mr. Stinchcomb gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 124, session laws of 1873, being an act entitled "An act to establish a Board of Commissioners to increase the products of the fisheries, and to make an appropriation therefor, approved April 19, 1873.

#### INTRODUCTION OF BILLS.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 120, entitled

A bill to amend section 9 of chapter 74 of the compiled laws of 1871, being compiler's section 2101, relative to the netting of pigeons.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House Bill No. 121, entitled

A bill to repeal an act to provide for township superintendents of schools, approved March 20, 1875, and to amend sections 8 and 14 of chapter 12 of the compiled laws of 1871, compiler's numbers 643 and 649, and to add one new section thereto to stand as section 13, so as to provide for the election of school inspectors.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 122, entitled

A bill to amend section 68 of chapter 78 of the compiled laws of 1871, compiler's No. 3638, and to add a new section to said chapter to stand as section 91, relative to formation of boards of school inspectors and annual meetings of same.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 123, entitled

A bill to provide for county superintendents of schools.

The bill was read a first and second time by its title and referred to the committee on education.

Mr. Edwards, previous notice having been given, and leave being granted, introduced

House bill No. 124, entitled

A bill to amend section 86 of chapter 178 of the compiled laws of 1871, being compiler's section 5334, relative to adjournments in justices' courts.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

#### MOTIONS AND RESOLUTIONS.

Mr. Harrington offered the following:

*Whereas*, The credit of the government of the United States is such as to enable it to negotiate its bonds at an unprecedented low rate of interest;

*Whereas*, The balance of trade with foreign countries is largely in favor of this nation, and in the opinion of those high in authority and who have the means of judging, it is likely to so remain for a considerable time;

*Whereas*, The difference between the value of the greenback and the gold dollar is so small;

*Resolved* (the Senate concurring), By the Senate and House of Representatives of the State of Michigan that the present is an opportune time for resumption of specie payments and redemption by the government of its treasury notes; that the experience of the past has demonstrated that the people want "better money," and the demands of the business of the country, which is fast assuming so healthful and reliable a condition as to warrant the belief that the future is full of promise, are imperative that the representative of values, viz., the money of the country, shall not be worth less than the money of the world. Values have touched a gold basis, all shrinkage has been suffered, liabilities have through bankruptcies and settlements to a large extent been liquidated, and confidence in the ability of the government to resume, and that only good results would follow, has grown into absolute belief.

*Resolved*, That our Senators and Representatives in Congress be requested to use their best efforts to secure the necessary legislation to this end.

*Resolved*, That the Governor be requested to transmit a copy of the foregoing preamble and resolutions to each of our Senators and representatives in Congress.

Laid over under the rules.

Mr. Hamilton offered the following:

*Resolved*, That the Sergeant-at-Arms be and he is hereby authorized to procure suitable matting and curtains for the room used by the committee on judiciary;

Which was adopted.

#### GENERAL ORDER.

On motion of Mr. Hamilton,

The House went into committee of the whole on the general order,

Mr. Billings in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 44 (G. O. No. 20), entitled

A bill to protect the citizens of Michigan from empiricism, and elevate the standing of the medical profession;

Have also had under consideration a substitute therefor, and have directed their chairman to report the same back to the House with the recommendation that the bill together with the substitute therefor be recommitted to the committee on public health.

The committee of the whole have also had under consideration the following entitled bills:

2. House bill No. 58 (G. O. No. 21,) entitled

A bill to legalize the special assessments and tax rolls of the village of Northville, county of Wayne, for the years 1875 and 1876.

3. House bill No. 73 (G. O. No. 22), entitled

A bill to amend section 1 of chapter 55, of compiled laws of 1871, being compiler's section 1984, relating to the observance of the first day of the week,

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

4. House bill No. 38 (G. O. No. 23), entitled

A bill to amend article No. 69, of the charter of the city of Owosso, approved February 15, 1859,

And have directed their chairman to report the same back to the House with the recommendation that it be recommitted to the committee on judiciary.

The committee of the whole have also had under consideration the following entitled bill:

5. House bill No. 37 (G. O. No. 25), entitled

A bill to prohibit the sale of goods and merchandise in sealed packages,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The question being on concurring in the recommendation of the committee of the whole as to the first named bill and the substitute therefor,

On motion of Mr. Robbins,

The House concurred.

The bill and the substitute therefor were then recommitted to the committee on public health.

The second and third named bills were then placed on the order of third reading of bills.

The question being on concurring in the recommendation of the committee of the whole, as to the fourth named bill,

On motion of Mr. Sharts,

The House concurred.

The bill was then referred to the committee on judiciary.

The question being on concurring in the amendments made by the committee of the whole to the fifth named bill,

Mr. Wood moved that the bill be recommitted to the committee on ways and means;

Which motion did not prevail.

The amendments were then concurred in and the bill was placed on the order of third reading of bills.

Mr. Van Raalte moved that, on account of his ill-health, the Hon. Mr. Laubach be permitted to absent himself from the sessions of the House whenever he found himself unable to remain in attendance;

Which motion prevailed.

On motion of Mr. Twadell,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.  
Roll called: quorum present.  
The House resumed the

## GENERAL ORDER.

On motion of Mr. Hamilton,  
The House went into committee of the whole on the general order,  
Mr. Howland in the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 75 (G. O. No. 26), entitled

A bill to detach certain territory from the present township of Livingston, in the county of Otsego, and to organize the same into a separate township to be known as the township of Corwith;

2. House bill No. 62 (G. O. No. 19), entitled

A bill to amend section 66 of an act entitled "An act to incorporate the city of Ludington," approved March 22d, 1873.—the same being act No. 220 of the session laws of 1873.

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

3. House bill No. 7 (G. O. No. 27), entitled

A bill relative to the organization of the meetings of the legislature;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

4. Senate bill No. 6, entitled

A bill to facilitate the collection of promissory notes, bills of exchange, and their negotiable instruments;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

S. HOWLAND, *Chairman.*

Report accepted and committee discharged.

The first and second named bills were placed on the order of third reading of bills.

The question being on concurring in the amendments made by the committee of the whole to the third named bill,

On motion of Mr. Mosher,

The House concurred.

The question being on concurring in the recommendation made by the committee of the whole to the fourth named bill,

On motion of Mr. Hawley,

The House concurred.

The title and the enacting clause were laid on the table.  
On motion of Mr. Curtiss,  
The House adjourned.

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*Lansing, Wednesday, February 7, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Cook.

Roll called: quorum present.

Mr. Smith asked and obtained leave of absence for the committee on the State prison indefinitely after to-day.

Mr. Gibbs asked and obtained leave of absence for Mr. Steele indefinitely on account of sickness.

Mr. Nixon asked and obtained leave of absence for Mr. Gould indefinitely on account of sickness.

#### PRESENTATION OF PETITIONS.

No. 139. By Mr. Ross: Petition of J. Freemaister, A. Reddle, H. B. Curtis, and 74 others, for the incorporation of the city of Howell;

Referred to the committee on municipal corporations.

No. 140. By Mr. Hill: Petition of J. B. Potter, A. S. Haskins, B. M. Williams and 23 others, asking that the charter of the village of Lawrence, Van Buren county, may be amended;

Referred to the committee on municipal corporations.

No. 141. By Mr. Robbins: Remonstrance of Geo. Acker, E. A. Baker, D. D. Allen, J. Davis, Warren Pooler and 60 others, citizens and tax payers of Morenci, Lenawee county, against any change in the whisky tax law whereby the tax shall be taken from the city and village treasurers and spread at large over the county;

Referred to the committee on the liquor traffic.

No. 142. By Mr. Robbins: Petition of Hon. F. C. Beaman, Hon. W. S. Wilcox, T. S. Applegate, Hon. W. W. Luck, Hon. N. Geddes, V. A. Baker and 400 other citizens of Lenawee county, asking an appropriation for the maintenance of an eclectic medical department in the University;

Referred to the committee on the University.

No. 143. By Mr. Elliott: Petition of Daniel M. Judd and numerous others, asking for the passage of a bill to prevent the hunting of deer with hounds.

On demand of Mr. Elliott,

The petition was read at length.

The petition was referred to the committee on State affairs.

No. 144. By Mr. Valade: Petition of Joseph Guyor, J. M. Sterling and 30 others, citizens of Monroe county, asking for an amendment to the law relating to the killing of muskrats.

On demand of Mr. Valade,

The petition was read at length.

The petition was referred to the committee on State affairs.

No. 145. By Mr. Morrison: Petition of W. J. Donaldson, E. Cady and 47 others, praying for the legalizing of the first election of the village of Trenton, Mich. ;

Referred to the committee on municipal corporations.

No. 146. By Mr. Stephenson: Petition of Joseph Fleshem, Miles Shepard, and 88 others, to apply the liquor tax of the village of Menominee to the support of the fire department of said village ;

Referred to the committee on the liquor traffic.

No. 147. By Mr. Jones: Petition of J. S. Duffie, Thos. Hickey, Horace Baker, and 105 others of St. Clair county, relative to County Superintendent of Schools ;

Referred to the committee on education.

No. 148. By Mr. Davis: Petition of James Bendy, James Smith, John Campbell, and 45 others, citizens of Baraga county, to change the county line between Houghton and Baraga counties ;

Referred to the committee on towns and counties.

No. 149. By Mr. Davis: Petition of John Duncan, E. Ryan, J. R. Robert, A. J. Covy, Joseph Gregory, J. H. Segar, supervisors of Houghton county, relative to the same subject ;

Referred to the committee on towns and counties.

No. 150. By Mr. Davis: Petition of L. M. Dickens, E. B. Howard, John G. Parker, and 84 others, asking to bond the county of Ontonagon to aid in constructing a railroad from Ontonagon to Mineral Range in said county ;

Referred to the committee on railroads.

No. 151. By Mr. Davis: Petition of L. M. Dickens, Benj. Jeffs, Chas. Muller, and 117 other citizens of Ontonagon county, asking an appropriation of swamp lands to aid in the construction of a railroad from Ontonagon to Mineral Range ;

Referred to the committee on railroads.

No. 152. By Mr. Crandell: Petition of Daniel D. Tompkins, Jno. H. Black, Abraham Lapham, and 35 others, citizens of Dearborn, Wayne county, asking the construction of a fence on the south bank of the river Rouge, along the Detroit and Saline plank road, by the said plank road company ;

Referred to the committee on roads and bridges.

No. 153. By Mr. W. W. Johnson: Petition of S. E. Faxon, Henry Smith, C. K. Russell, and 40 others, asking for a law to authorize the town of Ada, in Kent county, to raise means for the purpose of making the bridge over Grand river at that place a free bridge ;

Referred to the committee on roads and bridges.

No. 154. By Mr. Woodworth: Petition of Geo. H. Van Wort, James H. Hall, and thirty-four others, citizens of Port Austin, Huron county, Mich., asking a repeal of the laws in reference to illuminating oils ;

Referred to the committee on public health.

No. 155. By Mr. Sackrider: Petition of 102 citizens of Saginaw county, relative to the removal of certain obstructions in the Shiawassee river in the county of Saginaw, and asking an appropriation therefor ;

Referred to the committee on state affairs.

No. 156. By Mr. Hall: Memorial of the board of supervisors of Lenawee county, relative to the two-mill school tax.



On demand of Mr. Hall,

The memorial was read at length.

The memorial was referred to the committee on education.

No. 157. By Mr. Farr: Petition of Asa L. Hamlin, J. Kensley, Louis E. Morris, and twenty-nine others, citizens of Manistee, asking for a law to protect the people of this State from the evils of incompetence and malpractice in dentistry;

Referred to the committee on State affairs.

No. 158. By Mr. Markham: Petition of D. C. Page, J. J. Davis, J. J. O'Brien, J. H. Botouf and 227 others, relative to catching wild pigeons while raising their young;

Referred to the committee on State affairs.

No. 159. By Mr. S. Johnson: Petition of Thos. Rix and 58 others asking for the passage of a law to protect the people of this State from the evils of incompetence and malpractice in dentistry;

Referred to the committee on State affairs.

No. 160. By Mr. S. Johnson: Petition of F. Thomas and 250 others, residents of Cass county, asking that a law be passed to prevent the netting of pigeons during a certain part of the year;

Referred to the committee on State affairs.

No. 161. By Mr. McGinnis: Petition of J. H. Dye and 30 others, residents of Wayne county, asking for an eclectic medical department in the University;

Referred to the committee on University.

No. 162. By Mr. Allman; Petition of W. G. Cummins and 53 others, citizens of St. Joseph county, asking the passage of a law to protect the people against incompetence and malpractice in dentistry;

Referred to the committee on State affairs.

No. 163. By Mr. Chase: Remonstrance of Elsie Lodge 926, I. O. G. T., against a modification of the present liquor tax law so as to graduate the amount of tax according to amount of liquor sold;

Referred to the committee on the liquor traffic.

No. 164. By Mr. Yeomans: Petition of C. C. Dillinbaugh, Jonah Dilley, C. H. Maynard, and 8 others, citizens of Ionia county, against the evils of incompetence and malpractice in dentistry;

Referred to the committee on State affairs.

No. 165. By Mr. Yeomans: Petition of the charter members and trustees of the First Congregational Society of South Boston, Ionia county, Mich., to change the name of the "First Congregational Society of South Boston," to the "Union Evangelical Society of South Boston;"

Referred to the committee on religious and benevolent societies.

No. 166. By Mr. Hayes: Petition of C. A. Preston, J. B. Welch, G. S. Cooper, Peter Smith and 62 other citizens of Ionia county, relative to sworn statements to be made to supervisors and the taxing of mortgages held by non-residents;

Referred to the committee on ways and means.

No. 167. By Mr. Hill: Petition of R. W. Broom, W. H. Smith, O. Williams, and 58 others, citizens of Van Buren county, relative to establishing uniform rates for transportation of produce and merchandise on railroads;

Referred to the committee on railroads.

No. 168. By Mr. Stevens: Petition of Hezekiah Fish, Geo. E. Noah, Dan'l McClure, and 57 others, citizens of Sidway township, in Montcalm county, that



the law of holding the township meeting be amended so that the place shall be designated by ballot;

Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 5, entitled

A bill to provide for the making of abstracts of lands, sold for taxes, and unredeemed, by the Auditor General;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House joint resolution No. 1, entitled

A joint resolution to provide for the transfer of certain moneys from the general fund to the State building fund,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the joint resolution do not pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The joint resolution was laid on the table.

By the committee on ways and means:

The committee on ways and means, who were directed to report the mileage of members and officers of the House of Representatives, respectfully report that the Hon. Benj. Laubach is entitled to compensation for 172 miles travel.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The report was adopted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 8 (G. O. No. 5), entitled

A bill to prohibit any person from obstructing the regular operation and conduct of the business of railroad companies;

2. House bill No. 10 (G. O. No. 11), entitled

A bill to define the powers of notaries in certain cases;

3. House bill No. 26 (G. O. No. 17), entitled

A bill to amend section 4819 of the compiled laws of 1871, being section 10 of chapter 172, relative to testamentary guardians;

4. House bill No. 36 (G. O. No. 14), entitled

A bill to amend section 61 of chapter 21, being section 1027 of the compiled laws of 1871, relative to the assessment and collection of taxes.

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

By the committee on public lands:

The committee on public lands, to whom was referred

House joint resolution No. 11, entitled

Joint resolution for the relief of John Y. Hicks, of the township of Pennfield, Calhoun county, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

SAMUEL W. HOPKINS, *Acting Chairman*.

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred the petition of Geo. Dayton, praying for the passage of a joint resolution authorizing him to locate the S. E.  $\frac{1}{4}$  of N. W.  $\frac{1}{4}$ , Sec. 16, T. 9 N., R. 9 W., he paying therefor the usual price of \$4 per acre, and office charges,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying:

House joint resolution No. 13, entitled

Joint resolution authorizing and directing the Commissioner of the State Land Office to issue a certificate of sale of certain primary school land to Geo. Dayton,

And recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

SAMUEL W. HOPKINS, *Chairman*.

Report accepted and committee discharged.

The joint resolution was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House joint resolution No. 12, entitled

Joint resolution authorizing the trustees in behalf of the State to convey to John B. Lanckton of Burns, Shiawassee county, Michigan, by quit claim deed the west half of southeast quarter of section 24, Town 5 N, of Range 3 East. Shiawassee county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred House bill No. 91, entitled

A bill for the protection of guests of hotels from danger by fire,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on elections :

The committee on elections to whom was referred

House bill No. 114, entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

O. O. STANCHFIELD, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

Senate bill No. 22, entitled

A bill to amend section 7492 of the compiled laws of 1871, the same being section 1 of an act entitled "An act providing for the payment of the fees of certain officers for services rendered in criminal cases," approved April 2, 1849,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

House bill No. 110, entitled

A bill to amend section 9 of act No. 152 of the session laws of 1875, being an act to amend section 9 of chapter 130 of the revised statutes of 1846, compiler's section 6320 of the compiled laws of 1871, relative to foreclosure by advertisement,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations:

The committee on private corporations, to whom was referred

House bill No. 1, entitled

A bill to facilitate the organization of mutual benefit and coöperative associations within this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. F. HARRINGTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations:

The committee on private corporations, to whom was referred

House bill No. 100, entitled

A bill to authorize a plank road company in St. Clair county, organized under the general law of this State, to charge and receive tolls at the rate of three cents per mile for double teams, and one and one-half cents per mile for single teams, for the period of six years,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. F. HARRINGTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }  
Lansing, February 7, 1877. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to amend section 6404 of the compiled laws of 1871, being section 8 of chapter 201, relative to proceedings against debtors by attachment;

An act to extend the time for the collection of State and county taxes in the city of Detroit;

An act to extend the time for the collection of taxes in the township of Pier-son, in the county of Montcalm, for the year 1876.

CHARLES M. CROSWELL.

The message was laid on the table.

## MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,  
Lansing, February 6, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bills :

1. Senate bill 29, entitled

A bill to amend section 254 of the compiled laws, being an act to establish the rate of fees to be charged by the Auditor General for furnishing transcripts, lists, abstracts and certificates ;

2. Senate bill No. 31, entitled

A bill to amend section five of chapter two hundred and two of the compiled laws of 1871, being compiler's section 6443, entitled "Proceedings against garnishees ;"

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on ways and means.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, February 6, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to transmit to the House the following joint resolution :  
Senate joint resolution No. 4, entitled

Joint resolution authorizing the Commissioner of the State Land Office to sell certain State school lands in Osceola county to James Sims, at the original price and upon the original terms provided by law for the sale of the same,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The joint resolution was read a first and second time by its title, and referred to the committee on public lands.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, February 6, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 27, entitled

A bill to amend section sixteen, of chapter two hundred and thirteen of the compiled laws of 1871, entitled, "The action of replevin."

2. Senate bill No. 28, entitled

A bill to amend section 4257 of the compiled laws of 1871, and act No. 46 of

the session laws of 1875, approved March 20, 1875, to provide for recording patents of lands and for other purposes ;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

#### NOTICES.

Mr. Allman gave notice that on some future day he would ask leave to introduce

A bill making appropriations for current expenses for the State house of correction for the years 1877 and 1878 ;

Also,

A bill to provide for the completion and furnishing the State house of correction at Ionia, and to make appropriation therefor.

Mr. Hamilton gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of chapter 253, compiled laws of 1871, compiler's section 7777, relative to "racing of animals ;"

Also,

A bill to amend section 1 of chapter 71, compiled laws of 1871, compiler's section 2163, relative to "county and town agricultural societies."

Mr. Robbins gave notice that on some future day he would ask leave to introduce

A bill to allow accident insurance companies to do business in this State ;

Also,

A bill providing for the incorporation of eclectic medical societies within this State ;

Also,

A bill to amend sections 1 and 2 of an act entitled "An act regulating the responsibility of the agents of insurance companies doing business in this State," approved April 12, 1871, being compiler's sections (7629) and (7630), chapter 245, compiled laws 1871.

Mr. Ireland gave notice that on some future day he would ask leave to introduce

A bill to provide for a tax on dogs, and for the payment of damages done in killing sheep by them in certain cases ;

Also,

A bill to amend act No. 165 of the session laws of 1873, entitled "An act to amend section 39 of chapter 177 of the compiled laws of 1871, being compiler's section 5230, relative to counties furnishing certain blanks for the office of judge of probate in settling the estates of deceased persons and minors, and to establish a fee for filling up and executing certain papers."

Mr. Stone gave notice that on some future day he would ask leave to introduce



A bill to amend section 7447, laws of 1873, relative to the fees of justices of the peace in civil cases.

Mr. Morrison gave notice that on some future day he would ask leave to introduce

A bill to legalize the first municipal election of the village of Trenton, in Wayne county, Michigan.

Mr. Coon gave notice that on some future day he would ask leave to introduce

A bill to prohibit plank road companies from maintaining toll-gates within the corporate limits of any city or village.

Mr. Woodworth gave notice that on some future day he would ask leave to introduce

A joint resolution for the relief of Thomas Robinson ;

Also,

A bill to extend the time for the collection of taxes in the township of Cassville, Huron county.

Mr. Stephenson gave notice that on some future day he would ask leave to introduce

A bill to define the boundaries of Menominee county ;

Also,

A bill to authorize the township board of Menominee, in Menominee county, to maintain a fire department ;

Also,

A bill to amend section one of chapter sixty-seven, being section 2116 of the compiled laws of 1871, relative to the destruction of wolves and other noxious animals ;

Also,

A bill to organize certain townships in Menominee county ;

Mr. White gave notice that on some future day he would ask leave to introduce

A bill to amend section 7 of compiled laws of 1871, chapter 22 of revised statutes of 1846, compiler's section 1198, relative to the time at which overseers of highways shall make return of the labor assessed in the road districts of certain counties.

Mr. Norris gave notice that on some future day he would ask leave to introduce

A bill to revise and amend an act entitled "An act to incorporate the village of Manchester, approved March 16, A. D., 1867," and an act amendatory thereto, approved March 25, A. D. 1871, and also an act amendatory thereto, approved February 28, A. D. 1873.

Mr. Hill gave notice that on some future day he would ask leave to introduce

A bill to amend an act, entitled "An act to incorporate the village of Lawrence, in the county of Van Buren," approved March 24, 1869.

Mr. Laubach gave notice that on some future day he would ask leave to introduce

A bill to amend sections 4, 6, 7, 42 and 58 of an act, entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March 16, 1867, as amended by the several acts amendatory thereof.



Mr. Crandell gave notice that on some future day he would leave to ask introduce

A bill relative to the construction of a fence along the River Rouge in the township of Dearborn, Wayne county.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill for the relief of parties to certain judgments in the Superior court of Detroit.

Mr. Stanchfield gave notice that on some future day he would ask leave to introduce

A bill to provide for district superintendent of schools.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the village of Whitehall, Muskegon county.

#### INTRODUCTION OF BILLS.

Mr. Prindle, previous notice having been given, and leave being granted, introduced

House bill No. 125, entitled

A bill to amend section 11 of chapter 239 of the compiled laws of 1871, as amended by act No. 189 of the laws of 1873, approved April 29, 1873, being section 7443 of the compiled laws of 1871, relative to fees of sheriffs.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Morrison, previous notice having been given, and leave being granted, introduced

House bill No. 126, entitled

A bill to amend section 10 of chapter 239, being section 7442 of the compiled laws of 1871, relative to fees of certain officers in civil cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Ross, previous notice having been given, and leave being granted, introduced

House bill No. 127, entitled

A bill to incorporate the city of Howell.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Ferguson, previous notice having been given, and leave being granted, introduced

House bill No. 128, entitled

A bill to incorporate the village of Bangor.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Stinchcomb, previous notice having been given, and leave being granted, introduced

House bill No. 129, entitled

A bill to repeal an act entitled "An act to establish a board of commissioners to increase the products of the fisheries and to make an appropriation therefor," approved April 19th, 1875.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Hill, previous notice having been given, and leave being granted, introduced

House bill No. 130, entitled

A bill to vacate a portion of the plat of Dyckman & Woodman's addition to the village of Paw Paw, in the county of Van Buren.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Canfield, previous notice having been given, and leave being granted, introduced

House bill No. 131, entitled

A bill to revise the charter of the village of New Haven, Macomb county, being act No. 457 of the session laws of 1869.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Davis, previous notice having been given, and leave being granted, introduced

House bill No. 132, entitled

A bill to promote the mining interests of the State by enabling persons and corporations engaged in mining to establish and maintain mills for stamping and working ores and minerals.

The bill was read a first and second time by its title, and referred to the committee on mines and minerals.

Mr. Stanchfield, previous notice having been given, and leave being granted, introduced

House bill No. 133, entitled

A bill to prevent hunting deer and elk with hounds or dogs, on the Southern Peninsula of Michigan.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Smith, previous notice having been given, and leave being granted, introduced

House bill No. 134, entitled

A bill relative to the acquiring of title to lands occupied by railroad companies.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Norton, unanimous consent being given, introduced

House bill No. 135, entitled

A bill to amend section 4 of chapter 21 of the compiled laws of 1871, being compiler's section 970, in regard to a uniform assessment of property.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 136, entitled

A bill to amend section 4269 of the compiled laws of 1871, in relation to estates in dower.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House bill No. 137, entitled

A bill to prevent the cutting and destruction of timber on lands, the title of which is in the State, by reason of sale of delinquent taxes.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 138, entitled

A bill relative to divorces.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 139, entitled

A bill to organize the township of Comins, in the county of Oscoda.

The bill was read a second and third time by its title, and referred to the committee on towns and counties.

Mr. Abbott, previous notice having been given, and leave being granted, introduced

House bill No. 140, entitled

A bill to amend an act entitled "An act to amend section 5 of chapter 24 of the compiled laws of 1871, being an act relative to persons liable to work on highways and making assessment thereof."

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Harrington, previous notice having been given, and leave being granted, introduced

House bill No. 141, entitled

A bill to amend section 40, chapter 192, being compiler's number 6114, of the compiled laws of 1871, relative to officers of companies furnishing certificates of shares of stock for purpose of levy by execution.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Willett, previous notice having been given, and leave being granted, introduced

House bill No. 142, entitled

A bill to re-incorporate the village of Mount Morris, in the county of Genesee.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

#### THIRD READING OF BILLS.

House bill No. 73 (G. O. No. 22), entitled

A bill to amend section 1 of chapter 55 of compiled laws of 1871, being compiler's section 1984, relating to the observance of the first day of the week,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,  
Allen,  
Allman,  
Baldwin,

Mr. Gibbs,  
Hamilton,  
Hankerd,  
Harrington,

Mr. Martin,  
Miller,  
Moore,  
Morrison,

Mr. Stafford,  
Stanchfield,  
Stephenson,  
Stevens,

Mr. Brown, Canfield, Chase, Cheney, Clark, Conely, Coon, Crandell, Curtiss, Davis, Dillmann, Eaton, Edwards, Elliott, Farr, Ferguson, Fletcher,	Mr. Hawley, Hill, Hopkins, Ireland, Jewell, S. Johnson, W. W. Johnson, Jones, Keeler, Knight, Laubach, Lee, Little, Ludlow, McArthur, McGinnis, Markham,	Mr. Mosher, Nixon, Norris, North, Norton, Parsons, Phelps, Prindle, Reed, Robbins, Rork, Ross, Sackrider, Sharts, Shetterly, Smith,	Mr. Stinchcomb, Stone, Thomson, Turck, J. M. Turner, S. W. Turner, Twadell, Valade, Van Raalte, Walkinshaw, Welker, Willett, Winchell, Wood, Yeomans, Speaker,
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## NAYS.

Mr. White.

1

Title agreed to.

House bill No. 58 (G. O. No. 21), entitled

A bill to legalize the special assessments and tax rolls of the village of Northville, in the county of Wayne, for the years 1875 and 1876,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott, Allen, Allman, F. A. Baker, N. Baker, Billings, Brown, Canfield, Chase, Cheney, Clark, Conely, Coon, Crandell, Curtiss, Davis, Dillmann, Eaton, Edwards, Elliott, Farr, Ferguson,	Mr. Fletcher, Gibbs, Hall, Hamilton, Haukerd, Harrington, Hawley, Hill, Hopkins, Hoyt, Ireland, Jewell, S. Johnson, W. W. Johnson, Jones, Keeler, Knight, Laubach, Lee, Little, Ludlow, McArthur,	Mr. McGinnis, Martin, Miller, Moore, Morrison, Mosher, Nixon, Norris, North, Norton, Parsons, Phelps, Prindle, Reed, Robbins, Rork, Sackrider, J. C. Sawyer, Sharts, Shetterly, Smith,	Mr. Stafford, Stanchfield, Stephenson, Stevens, Stinchcomb, Stone, Thomson, Turck, J. M. Turner, S. W. Turner, Twadell, Valade, Van Raalte, Walkinshaw, Welker, Willett, Winchell, White, Wood, Yeomans, Speaker,
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## NAYS.

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Title agreed to.

On motion of Mr. Coon,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 37 (G. O. No. 25), entitled

A bill to prohibit the sale of goods and merchandise in sealed packages;

Pending the reading of the bill,

On motion of Mr. Welker,

The bill was recommitted to the committee on State affairs.

House bill No. 62 (G. O. No. 19), entitled

A bill to amend section 66 of an act entitled "An act to incorporate the city of Ludington," approved March 22, 1873, the same being act No. 220 of the session laws of 1873,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. McGinnis,	Mr. Smith,
Allen,	Fletcher,	Markham,	Stafford,
Allman,	Gibbs,	Martin,	Stanchfield,
F. A. Baker,	Hall,	Miller,	Stephenson,
N. Baker,	Hamilton,	Moore,	Stevens,
Baldwin,	Hankerd,	Morrison,	Stinchcomb,
Billings,	Harrington,	Mosher,	Stone,
Brown,	Hawley,	Nixon,	Thomson,
Canfield,	Hill,	Norris,	Turck.
Chase,	Hopkins,	North,	J. M. Turner,
Cheney,	Hoyt,	Norton,	S. W. Turner,
Clark,	Ireland,	Parsons,	Twadell,
Conely,	Jewell,	Phelps,	Valade,
Coon,	S. Johnson,	Prindle,	Van Raalte,
Crandell,	W.W. Johnson,	Reed,	Walkinshaw,
Curtiss,	Jones,	Robbins,	Welker,
Davis,	Keeler,	Rork,	Willett,
Dillmann,	Knight,	Ross,	White,
Eaton,	Laubach,	Sackrider,	Wood,
Edwards,	Lee,	J. C. Sawyer,	Yeomans,
Elliott,	Ludlow,	Sharts,	Speaker,
Farr,	McArthur,	Shetterly,	

87

#### NAYS.

0

Title agreed to.

On motion of Mr. Mosher,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 75 (G. O. No. 26), entitled

A bill to detach certain territory from the present township of Livingston, in the county of Otsego, and to organize the same into a separate township to be known as the township of Corwith;

Pending the reading of the bill,

On motion of Mr. Norton,

The bill was laid on the table.

House bill No. 7 (G. O. 27), entitled

A bill relative to the organization of the meetings of the legislature,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Gibbs moved to amend the bill by inserting in line 5, section 1, after the word "representatives," and before the words "a true," the words "on their demand;"

Which motion did not prevail, two-thirds of all the members present not voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Fletcher.	Mr. McArthur,	Mr. Smith,
Allen,	Gibbs,	McGinnis,	Stafford,
Allman,	Hall,	Markham,	Stanchfield,
F. A. Baker,	Hankerd,	Martin,	Stephenson,
N. Baker,	Harrington,	Miller,	Stevens,
Baldwin,	Hawley,	Moore,	Stone,
Billings,	Hopkins,	Morrison,	Thomson,
Brown,	Howland,	Mosher,	Turck,
Canfield,	Hoyt,	Nixon,	J. M. Turner,
Chase,	Ireland,	Norris,	S. W. Turner,
Cheney,	Jewell,	North,	Twadell,
Clark,	S. Johnson,	Norton,	Valade,
Conely,	W. W. Johnson,	Phelps,	Van Raalte,
Coon,	Jones,	Prindle,	Walkinshaw,
Crandall,	Keeler,	Reed,	Welker,
Davis,	Kelley,	Robbins,	Willett,
Dillmann,	Knight,	Sackrider,	Wood,
Eaton,	Lee,	J. C. Sawyer,	Woodworth,
Edwards,	Little,	Sharts,	Yeomans,
Elliott,	Ludlow,	Shetterly,	Speaker,
Farr,			81

## NAYS.

Mr. Ferguson,	Mr. Hill,	Mr. Rork,	Mr. Stinchcomb,
Hamilton,	Parsons,	Ross,	White,
Title agreed to.			8

## MOTIONS AND RESOLUTIONS.

Mr. Stanchfield moved to take from the table

House bill No. 33 (G. O. No. 10), entitled

A bill to change the name of Agnes B. Frye, Francis W. Frye, Jennie M. Frye, Margaret S. Frye, Grace B. Frye, Agnes J. Frye, John E. Frye, and Hampton R. Frye, to surname of Stevens;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

The same was then passed, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. McArthur,	Mr. Smith,
Allen,	Gibbs,	McGinnis,	Stafford,
F. A. Baker,	Hall,	Markham,	Stanchfield,
N. Baker,	Hamilton,	Martin,	Stephenson,

Mr. Baldwin,	Mr. Hankerd,	Mr. Miller,	Mr. Stevens,
Billings,	Harrington,	Moore,	Stinchcomb,
Brown,	Hawley,	Morrison,	Stone,
Canfield,	Hill,	Mosher,	Thomson,
Chase,	Hopkins,	Nixon,	Turck,
Cheney,	Hoyt,	North,	J. M. Turner,
Clark,	Ireland,	Norton,	S. W. Turner,
Conely,	Jewell,	Parsons,	Twadell,
Coon,	S. Johnson,	Palmer,	Valade,
Crandell,	W. W. Johnson,	Phelps,	Walkinshaw,
Curtiss,	Jones,	Prindle,	Welker,
Davis,	Keeler,	Reed,	Willett,
Dillmann,	Kelley,	Robbins,	White,
Eaton,	Knight,	Rork,	Wood,
Edwards,	Laubach,	Ross,	Woodworth,
Elliott,	Lee,	Sackrider,	Yeomans,
Farr,	Little,	Sharts,	Speaker,
Ferguson,	Ludlow,	Shetterly,	87

## NAYS.

Mr. Norris, Mr. J. C. Sawyer, 2

Pending the announcement of the vote,

Mr. J. M. Turner moved that Mr. Abbott be excused from voting.

Which motion did not prevail.

Mr. Abbott then voted as recorded above.

Mr. Allen moved that Mr. J. C. Sawyer be excused from voting.

Which motion did not prevail.

Mr. J. C. Sawyer then voted as recorded above.

Title agreed to.

On motion of Mr. Allen,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Hamilton moved to discharge the committee of the whole from the further consideration of

House bill No. 14 (G. O. No. 48), entitled

A bill to amend Sec. 4407 of the Compiled Laws of 1871, relative to the inventory and collection of the effects of deceased persons, as amended by Act No. 203 of the session laws of 1875,

Which motion prevailed.

On motion of Mr. Hamilton,

The bill was recommitted to the committee on judiciary.

On motion of Mr. Elliott,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of



## MOTIONS AND RESOLUTIONS.

Mr. Welker moved to take from the table the following resolution :

*Resolved*, That Moses Harris, of Lansing, be appointed assistant fireman of this House, at a compensation to be hereafter named.

Which motion prevailed.

The question being on the adoption of the resolution,

The same was adopted,

Mr. Prindle moved to take from the table

House bill No. 53, entitled

A bill to amend section 9, and add a new section to be known as section 10 of act No. 55 of the session laws of 1873, entitled "An act to amend an act entitled an act to authorize the formation of companies for the detection and apprehension of horse thieves and other felons," and defining their powers ;

Which motion prevailed.

On motion of Mr. Prindle,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. J. M. Turner offered the following :

*Resolved*, That the Sergeant-at-Arms be and is hereby authorized to purchase such articles of furniture for use in the House committee rooms as may be deemed necessary and ordered by the committees.

Mr. Allen moved that the resolution be laid on the table ;

Which motion did not prevail.

Mr. Allen moved to amend the resolution by adding to the end thereof the following : "*Provided*, That no purchases be made without the consent of the House ;"

Which motion did not prevail.

The resolution was then adopted.

## UNFINISHED BUSINESS.

The question being on the adoption of the following concurrent resolution :

*Whereas*, The credit of the government of the United States is such as to enable it to negotiate its bonds at an unprecedented low rate of interest ;

*Whereas*, The balance of trade with foreign countries is largely in favor of this nation, and in the opinion of those high in authority and who have the means of judging, it is likely to so remain for a considerable time ;

*Whereas*, The difference between the value of the greenback and the gold dollar is so small ;

*Resolved* (the Senate concurring), By the Senate and House of Representatives of the State of Michigan that the present is an opportune time for resumption of specie payments and redemption by the government of its treasury notes ; that the experience of the past has demonstrated that the people want "better money," and the demands of the business of the country, which is fast assuming so healthful and reliable a condition as to warrant the belief that the future is full of promise, are imperative that the representative of values, viz., the money of the country, shall not be worth less than the money of the world. Values have touched a gold basis, all shrinkage has been suffered, liabilities have through bankruptcies and settlements to a large extent been liquidated, and confidence in the ability of the government to resume, and that only good results would follow, has grown into absolute belief.

*Resolved*, That our Senators and Representatives in Congress be requested to use their best efforts to secure the necessary legislation to this end.

*Resolved*, That the Governor be requested to transmit a copy of the foregoing preamble and resolutions to each of our Senators and representatives in Congress.

Mr. McGinnis moved that the resolution be laid on the table.

Which motion did not prevail.

Mr. Hopkins moved to amend the resolution by striking out the words "want better money," and inserting in lieu thereof the words "desire to return to specie payment."

Which motion prevailed.

Mr. McGinnis moved that the further consideration of the resolution be postponed for one day.

Which motion did not prevail.

Mr. Conely demanded the yeas and nays on the adoption of the resolution.

The demand was seconded, and the resolution was then adopted, by yeas and nays, as follows:

#### YEAS.

Mr. Allen,	Mr. Edwards,	Mr. Kelley,	Mr. Shetterly,
Allman,	Elliott,	Little,	Stevens,
F. A. Baker,	Hall,	McArthur,	Stinchcomb,
N. Baker,	Hamilton,	Markham,	Stone,
Billings,	Harrington,	Martin,	Thomson,
Canfield,	Hawley,	Miller,	Turck,
Chase,	Hopkins,	Moore,	S. W. Turner,
Clark,	Hoyt,	Nixon,	Walkinshaw,
Conely,	Ireland,	Norton,	Woodworth,
Coon,	S. Johnson,	Sackrider,	Yeomans,
Davis,	Jones,	J. C. Sawyer,	Speaker,
Dillmann,			

45

#### NAYS.

Mr. Abbott,	Mr. Hanker,	Mr. Norris,	Mr. Stafford,
Baldwin,	Hill,	North,	Stanchfield,
Brown,	Howland,	Parsons,	Stephenson,
Cheney,	Jewell,	Phelps,	Twadell,
Crandell,	W. W. Johnson,	Prindle,	Valade,
Curtiss,	Lee,	Reed,	Welker,
Eaton,	Ludlow,	Robbins,	Willett,
Farr,	McGinnis,	Ross,	Winchell,
Ferguson,	Morrison,	Sharts,	Wood,
Gibbs,	Mosher,		

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Pending the announcement of the vote,

Mr. Mosher moved that Mr. Cheney be excused from voting;

Which motion did not prevail.

Mr. Cheney then voted as recorded above.

Mr. Morrison moved that Mr. Chase be excused from voting;

Which motion did not prevail.

Mr. Chase then voted as recorded above.

Mr. Twadell moved that Mr. Edwards be excused from voting;

Which motion did not prevail.

Mr. Edwards then voted as recorded above.

## GENERAL ORDER

On motion of Mr. Howland,

The House went into committee of the whole on the general order,  
Mr. Lee in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 81 (G. O. No. 29), entitled

A bill to amend sections 5653 and 5654 of compiled laws of 1871, being sections 3 and 4 of "An act to provide for the appointment of a State reporter," approved April 17, 1871,

And have directed their chairman to report the same back to the House with the recommendation that it be recommitted to the committee on judiciary.

The committee of the whole have also had under consideration the following entitled bill:

2. House bill No. 64 (G. O. No. 28), entitled

A bill to amend sections 3 and 4 of chapter 169 of the compiled laws of 1871, being compiler's numbers 4721 and 4722, relative to intermarriage;

Have no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

3. House bill No. 12 (G. O. No. 31), entitled

A bill to authorize the township of Carrollton to aid in the purchase or building of a bridge across the Saginaw river, to be thereafter maintained as a free bridge,

Have made an amendment thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

JAMES LEE, *Chairman,*

Report accepted and committee discharged.

The question being on concurring in the recommendation of the committee of the whole as to the first named bill,

On motion of Mr. F. A. Baker,

The House concurred.

The bill was then recommitted to the committee on judiciary.

The second named bill was then placed on the order of third reading of bills.

The question being on concurring in the amendment made by the committee of the whole to the third named bill,

On motion of Mr. Howland,

The House concurred.

The bill was then placed on the order of third reading of bills.

Mr. Billings asked and obtained leave of absence for Mr. Van Raalte indefinitely.

On motion of Mr. Crandell,

The House adjourned.

*Lansing, Thursday, February 8, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Cooley.

Roll called: quorum present.

Absent without leave: Mr. Valade.

Mr. Miller asked and obtained leave of absence for Mr. Valade until the 9th.

#### PRESENTATION OF PETITIONS.

No. 169. By Mr. F. A. Baker: Petition of Geo. Gartner, J. J. Bagley & Co., Don M. Dickinson, A. C. McGraw & Co., and 430 others, requesting the passage of "A bill to facilitate the organization of mutual benefit, coöperative and other benevolent associations within this State;"

Referred to the committee on private corporations.

No. 170. By Mr. Allen: Memorial of the State Board of Education in reference to the needs of the State Normal School.

On demand of Mr. Allen,

The memorial was read at length and spread at large on the journal, as follows:

#### MEMORIAL OF THE STATE BOARD OF EDUCATION.

*To the Honorable, the Senate and House of Representatives of the State of Michigan:*

The State Board of Education would respectfully call the attention of your Honorable bodies to the following facts and representations, and would ask your candid and liberal consideration of the matters herein presented:

First. Your memorialists desire to recall to your mind the fact that the buildings of the State Normal School have been erected with very little cost to the State,—that heretofore only a small sum has been asked of the State, or granted for this purpose. The first building was erected by funds donated by the citizens of Ypsilanti and vicinity, except the sum of eight thousand dollars drawn, by act of the Legislature, from the endowment fund. The citizens of Ypsilanti gave a site for the building, and *twelve* thousand dollars in money on condition of the Normal School being located at Ypsilanti, and when it was generally supposed that the endowment fund would be three or four times as large as it has really become. When this building—with nearly all its contents—was burned, in 1859, it was rebuilt by means of funds paid by the insurance companies.

The second building was erected by the State Agricultural Society and the citizens of Ypsilanti conjointly; but when the plan of an agricultural museum was abandoned, the yet unfinished structure was transferred to the State for the benefit of the Normal School, and was, by the Board of Education, completed, partly by the means of the sum of seven thousand five hundred dollars appropriated by the Legislature of 1869, and partly from funds saved by the Board for the purpose, by a long and careful husbanding of the income of the school, while libraries and other collections were perforce left deprived of needed additions.

The State, thus, has never paid, and has never been solicited to pay, to the Normal School, for building purposes, but the small sum of \$7,500, granted as above stated in 1869. Your memorialists, however, cheerfully acknowledge that the State has always shown a liberal spirit toward this School, as towards the other State institutions. The revenues of the Normal School endowment fund (proving less than was anticipated, and upon which fund the State, as trustee, pays but six per cent interest) being inadequate to the proper support of the School, the Legislature has always heretofore freely made such appropriations to meet the deficiency for current expenses as the Board of Education has asked. Your memorialists, however, beg leave to say that they have always been moderate in their demands for money, and very economical in its expenditure, and they now point with pride to the fact that they have never, even under the most trying circumstances, overdrawn their appropriations.

Your memorialists would further respectfully represent, that now all the other State schools and charitable institutions are well provided with spacious and even costly edifices erected for them by the State, and, with your honorable bodies, they are proud of this wise liberality on the part of the State in the cause of humanity and of learning; but the normal school, whose history for twenty-five years shows how much it has contributed to the culture and advancement of the State, should not be forgotten among her more importunate sisters.

The buildings of the normal school are now greatly inferior to those of any of the other State schools,—inferior even to those of many of the village schools for which it is expected to furnish teachers, and to which it ought to be able to furnish a model of comfortable and convenient school architecture.

But the present buildings are altogether inadequate to the growing needs and interests of the school.

The more than five hundred pupils now in attendance are in no suitable manner accommodated by them. They are old, badly arranged, and are not well provided with means of proper warming and ventilation, while they are totally devoid of any architectural ornamentation, and of all those things valuable in cultivating a proper taste.

The normal school buildings are insufficient in the following particulars:

*First.* There is no large assembly room. The largest room in the buildings will hardly seat comfortably more than three hundred persons,—will not accommodate even all the pupils of the school. But many times every year, on the occasion of public lectures, and the frequent public exercises of the literary societies connected with the school, on commencement day and during the exercises of commencement week especially, a hall capable of seating 800 or 1,000 people is greatly needed. Such a hall is also daily needed for the general assembling of the pupils of the school, where they can quietly pursue their studies without distracting the attention of teachers who are engaged with classes, and without having their own attention distracted by the recitations of other pupils. It is generally agreed that as few recitations as possible should be conducted in a study hall. With the limited room at the Normal School at present the study halls must be used constantly for recitation rooms.

*Second.* The present buildings are insufficient in that they do not furnish enough large recitation rooms for the classes. The classes have greatly increased in size within a few years, and now many of them must be divided into two or three sections in order to get them into the recitation rooms, when the necessities of instruction would not otherwise require a division. Even then many of the rooms are often over-crowded, and rendered uncomfortable and unwhole-



some to mind and body. For the best teaching there should be such wide aisles and liberal areas as are necessary to freedom of movement. Pupils should not be required to crowd and jostle each other at every move they make in the recitation room.

Furthermore many of the recitation rooms are of inconvenient form, being so long and narrow that many pupils are at too great a distance from the teacher and his work.

*Third.* The present buildings do not furnish sufficient room for much needed cabinets and collections in natural history and other departments of study appropriate to a Normal school. The only space at present available for such purposes is fully used, and still many objects of interest must for want of room be packed away in boxes. Especially is this true of many specimens in botany and geology at the present time. Besides the rooms set apart for collections should not, as is now necessarily the case, be used for ordinary recitation purposes, since specimens cannot be too carefully guarded from danger of injury by dust and accident.

*Fourth.* The present buildings, by their capacity and arrangement, come very far short of furnishing sufficient recitation rooms for the work of pupil teaching. All the pupils should have opportunity to do a considerable amount of practice teaching under the supervision and direction of the regular teachers of the school as a necessary part of their professional training to supplement their knowledge of theoretical principles. For this purpose many more rooms are needed if this very important part of the work is to be adequately done.

*Fifth.* There is no room in the normal school buildings that can be spared, or that is at all suitable for a lecture room for certain purposes. A large and well lighted room of a capacity to seat 100 to 150 students and so arranged that all the members of a large class may witness to advantage such experiments and illustrations as are absolutely necessary in teaching the physical sciences and some other branches, seems quite indispensable.

*Sixth.* Moreover a working laboratory, in which the pupil-teacher can have opportunity to become practically familiar with the experimentation necessary to any proper teaching of natural philosophy, chemistry, and kindred branches, is greatly needed, and in which as teachers they may learn how not only to use, but to take proper care of philosophical apparatus. The room now used for this purpose is inadequate by reason of its being very imperfectly ventilated, and altogether too small. As it is now, the class in this work must be broken up into sections of not more than ten pupils, thus greatly and wastefully increasing the work of instruction, while many pupils who need and desire this work are entirely deprived of it.

*Seventh.* Apparatus rooms, likewise, are needed that are so arranged with reference to lecture rooms, that large pieces of apparatus need not be moved, and that all delicate and costly instruments may be protected as perfectly as possible from dust and corrosive gases.

*Eighth.* Neither are there suitable rooms where the daily exercises in vocal music and in elocution may be practiced, without disturbing or wholly interrupting other recitations. The classes in these studies are always large and the subjects are very important ones, especially to those preparing to teach, and provision should be made for them.

Your memorialists, would, in conclusion, represent that, having fully considered the matter, and having secured preliminary plans and estimates from a competent architect, they believe their request is a just and reasonable one, and

that an addition can be made to the old building that will supply the wants of the school as above indicated, and that the same can be erected, completed and furnished for occupancy for the sum of *sixty thousand dollars*. We therefore respectfully ask that this sum be appropriated by your honorable bodies for this purpose, and your memorialists will ever pray.

DAN. B. BRIGGS,  
EDWARD DORSCH,  
EDGAR REXFORD,  
*State Board of Education.*

YPSILANTI, MICH., Dec. 20, 1876.

The memorial was referred to the committee on Normal School.

No. 171. By Mr. McArthur: Petition of Watts S. Humphrey, A. P. Newton, Wm. H. Maultby, and 90 other citizens of Cheboygan Co., asking that the county of Cheboygan be detached from the 11th, and attached to the 13th judicial circuit;

Referred to the committee on judiciary.

No. 172. By Mr. Norton: Petition of J. A. Harris, C. W. Horton, J. W. Rainey, and 24 others, residents of Oakland Co., against the evils of charlatany, incompetence, and malpractice in dentistry;

Referred to the committee on public health.

No. 173. By Mr. Norton: Petition of H. Dowd, E. J. Kelley, O. F. Jones, and 16 others, citizens of Oakland Co., relative to the same subject;

Referred to the committee on public health.

No. 174. By Mr. Prindle: Memorial from the common council of the city of Grand Rapids against any change in the whisky tax law, whereby the tax shall be taken from the city and village treasurer and spread at large over the county;

Referred to the committee on the liquor traffic.

No. 175. By Mr. Kelley: Petition of Bolton, McRae, McTavish, and eighty-four others asking for grant of swamp lands to aid in the construction of the Alpena and Southwestern Railroad.

On demand of Mr. Kelley the petition was read at length and spread at large on the journal, as follows:

*To the Honorable, the Legislature of the State of Michigan, at Lansing assembled:*

We, the undersigned, citizens of the county of Alpena, most respectfully represent to your Honorable Body, that we have settled this county, and lived here for many years; that for five or six months in the year we are completely isolated from the outside world, owing to the long winters in this region, during which navigation is closed, and we have no means of travel or transportation for one hundred miles, other than a stage line.

It seems a hardship to your petitioners, that three or four counties, containing a very large proportion of agricultural lands, now being rapidly settled up and improved, with a considerable population, that they should remain thus completely isolated. They have assurance from capitalists, fully competent to fulfill their contracts, that they will build and equip a railway from the city of Alpena to the Jackson, Lansing and Saginaw Railroad, provided that the citizens will help what they can, and that a subsidy of five sections of swamp land to the mile, be granted by your honorable body. The citizens of this county have subscribed for this road as liberally as their means will permit. Now,



therefore, your petitioners earnestly invoke your Honorable Body to appropriate five sections of State swamp land per mile, to the Alpena and Southwestern Railway Company, to aid in the construction of a first class railway from the city of Alpena, in Alpena county, to the Jackson, Lansing & Saginaw Railroad, to terminate in the county of Ogemaw or Roscommon, a distance of 75 or 80 miles, provided that the said Alpena & Southwestern Railway Company, shall, within two years from the 1st day of July, 1877, build, iron, equip, and operate a first-class railway between the points above mentioned.

Your petitioners further represent that the construction of said railway would develop a portion of the State heretofore seemingly neglected. And inasmuch as more than five hundred thousand acres of State swamp land were originally contained in this section of the State, and but a small portion of it has been heretofore appropriated for the development of this section, they believe it to be a just and proper appropriation, which will be liberally rewarded in opening up and developing one of the richest agricultural and finest timbered regions of the State.

The petition was referred to the committee on railroads and public lands jointly.

No. 176. By Mr. Kelley: Petition of Potter, Johnston, Paxton, and 44 others, relative to the same subject;

Referred to the committees on railroads and public lands jointly.

No. 177. By Mr. Kelley: Petition of Happen, Huber, and 23 others, relative to the same subject;

Referred to the committees on railroads and public lands jointly.

No. 178. By Mr. Kelley: Petition of Roberts, Crane, Cowley, and 50 others, asking for a grant of swamp lands to aid in the construction of a shore railroad from Alpena to some point on the Jackson, Lansing & Saginaw R. R., *via*. Harrisville, Sauble, Tawas, etc.

On demand of Mr. Kelley,

The petition was read at length and spread on the journal, as follows:

*To the Honorable the Senate and House of Representatives of the State of Michigan:*

We, the undersigned citizens and property owners of Alcona county, Michigan, respectfully represent to your honorable body that there are now vast tracts of pine lands contiguous to the shore of Lake Huron, and situated in said county of Alcona; that there are also vast deposits of limestone, marl, and gypsum in said county and in the county of Iosco; that there are also goodly tracts of good agricultural lands in said counties as yet undeveloped, and they believe that a railroad built from some point on the Jackson, Lansing & Saginaw railroad, at or near Standish to Harrisville, in said county of Alcona, would tend to promote the development of a large and diversified industry throughout the counties named; and they also represent that it seems probable that a company could be easily organized for the building of such a road, provided a grant of five or more sections of the State swamp lands in and adjacent to said counties could be secured to aid in the construction of such a road.

The undersigned would therefore petition your honorable body that you do pass an act donating at least five sections of the State swamp lands now unsold to aid in the construction of such railroad, under proper limitations and restrictions as to the building of such a road.

And your petitioners would also show that in their judgment such road should pass through the towns of Oscoda, Au Sable, East Tawas, Tawas City, and

Alabaster, all of which towns are already engaged in the manufacture of lumber; some in the manufacture of land plaster, and others in the manufacture of salt,—an already rapidly developing industry in some of the towns named.

And your petitioners also pray that you will enact appropriate legislation, to the end at least that all the unsold State swamp land now in the counties of Alcona, Oscoda, Iosco, and Ogemaw may be used only in aid of the construction of a railroad from, at or near the points hereinbefore named, and along the route indicated, and your petitioners will ever pray, etc.

The petition was referred to the committees on railroads and public lands, jointly.

No. 179. By Mr. Kelley: Petition of James Beard and 18 others, relative to the same subject;

Referred to the committees on railroads and public lands, jointly.

No. 180. By Mr. Stone: Memorial of the township board of the township of Grant, Iosco county, asking that the tax roll of said township for the year 1876 be legalized;

Referred to the committee on local taxation.

No. 181. By Mr. Phelps: Petition of L. B. Wood, L. N. Hutchinson, M. Rosenberg, W. A. Pitwood and 125 other citizens of Mecosta county, against incompetencè and malpractice in dentistry;

Referred to the committee on public health.

No. 182. By Mr. Shetterly: Petition of Wm. A. Lawson, Geo. Wilkins, and 67 others, residents of Macomb county, to exempt the Clinton river in said county from the operation of act No. 49, session laws of 1873, relative to fishing with seins, pound and trap nets, in the small inland lakes and streams of the State of Michigan;

Referred to the committee on fisheries.

No. 183. By Mr. Morrison: Petition of James Eccles, M. Sawyer, H. H. Ely, and others, praying for a part of the township of Ecorse to be annexed to the township of Monguagon in Wayne county;

Referred to the committee on towns and counties.

No. 184. By Mr. Stevens: Petition of C. C. Ellsworth, Daniel Horton, M. Rider, and 19 other citizens of Montcalm county, asking the complete opening of a State road in the town of Fairplain in said county of Montcalm;

Referred to the committee on roads and bridges.

No. 185. By Mr. Turck: Petition of Levi G. White, H. W. Sandall, Jno. Vandenbeck, Silas Moody, and fifty-four others relative to a uniform system of school books, and to furnish the same at cost;

Referred to the committee on education.

No. 186. By Mr. Jewell: Petition of S. W. Eustice, J. R. Odell, and thirty other citizens of Fremont, Newaygo county, asking that the money collected from the sale of liquor may not be diverted from its present channel, but remain in the cities and villages where it is collected;

Referred to the committee on the liquor traffic.

No. 187. By Mr. J. C. Sawyer: Petition of Lewis H. Berk, E. H. Barker, J. H. Chappell and thirty others, that the game law be so amended as to prohibit the killing of quail at any time;

Referred to the committee on State affairs.

No. 188. By Mr. Sharts: Petition of John G. Schnell and sixteen others to discontinue as a toll road a portion of the East Saginaw, Vassar and Saulac plank road;

Referred to the committee on roads and bridges.

## REPORTS OF STANDING COMMITTEES.

By the committee on education :

The committee on education, to whom was referred

House bill No. 97, entitled

A bill to amend an act to amend section 137 of chapter 136, compiler's section 3696 of compiled laws of 1871, "An act relative to primary schools," as amended by act No. 167, of the session laws of 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Norton,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means :

The committee on ways and means, to whom was referred

Senate bill No. 29, entitled

A bill to amend section 254 of the compiled laws, being an act to establish the rate of fees to be charged by the Auditor General for furnishing transcripts, lists, abstracts and certificates,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. ALLMAN, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on local taxation :

The committee on local taxation, to whom was referred

House bill No. 98, entitled

A bill to authorize the city of Port Huron to refund certain taxes illegally assessed and collected for the purpose of constructing sewers in said city, and to provide a remedy to sue and collect the same ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. S. TURCK, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on manufactures :

The committee on manufactures, to whom was referred

Senate bill No. 13, entitled

A bill supplementary to an act entitled "An act for the encouragement of agriculture, manufactures, and the mechanic arts," approved March 16, 1849,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

G. B. MARKHAM, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was recommitted

House bill No. 27 (G. O. No. 13), entitled

A bill to regulate the sale of seats in theatres, concert or lecture halls, and other places of public entertainment,

Together with certain amendments made thereto by the Senate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the recommendation that the House non-concur in the amendments made by the Senate, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the amendments made to the bill by the Senate,

The same were not concurred in, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

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NAYS.

Mr. Abbott,	Mr. Gibbs,	Mr. McArthur,	Mr. Stafford,
Allen,	Gies,	Mr. McGinnis,	Stanchfield,
Allman,	Hamilton,	Markham,	Stephenson,
F. A. Baker,	Hankerd,	Miller,	Stevens,
N. Baker,	Harrington,	Moore,	Stinchcomb,
Baldwin,	Hawley,	Morrison,	Stone,
Billings,	Hill,	Mosher,	Thomson,
Brown,	Hopkins.	Nixon,	Turck,
Canfield,	Howland,	Norris,	J. M. Turner,
Chase,	Hoyt,	North,	S. W. Turner,
Cheney,	Ireland,	Norton,	Twadell,
Clark,	Jewell,	Palmer,	Walkinshaw,
Conely,	W. W. Johnson,	Phelps,	Welker,
Coon,	Jones,	Prindle,	Willetts,
Curtiss,	Keeler,	Reed,	Winchell,
Davis,	Kelley,	Robbins,	White,
Dillman,	Knight,	Rork,	Wood,
Eaton,	Laubach,	A. J. Sawyer,	Woodworth,
Elliott,	Lee,	J. C. Sawyer,	Yeomans,
Farr,	Little,	Sharts,	Speaker,
Ferguson,	Ludlow,	Shetterly.	

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By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 138, entitled

A bill relative to divorces,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 134, entitled

A bill relative to the acquiring of title to lands occupied by railroad companies,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

H. H. HOYT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on agriculture:

The committee on agriculture, to whom was referred

House bill No. 109, entitled

A bill to amend sections 1 and 2, of an act entitled "An act to ascertain the annual cereal products of the state of Michigan," approved February 14, 1859, being sections 804 and 805 of chapter 15 of the compiled laws of 1871, and to add three new sections thereto;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. D. HALL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on normal school:

The committee on normal school to whom was referred

House bill No. 56, entitled,

A bill making appropriations for an additional building for the State normal school,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

Your committee further report that they recommend the appropriation for the following reasons:

The school building is sadly out of repair, is badly ventilated and poorly heated, its walls are unsafe, the floors in many of the rooms and halls are nearly worn out; and the rooms are small, badly arranged and insufficient in number.



Owing to the rapid increase during the last five years in the number of pupils (the number having more than doubled during that period), the building is entirely inadequate to the present needs of the school, to say nothing of its well assured future growth.

There are aside from cloak rooms, only ten rooms in the building, thus necessitating the use of session rooms for recitations. The recitation rooms are of very bad shape, and entirely too small, causing large classes to be divided into small sections, thereby consuming many hours of each day in reciting and hearing a lesson which could and should be given to an entire class at one time.

The number of pupils is over six hundred, and the largest room in the building will seat only about three hundred. A large assembly room is greatly needed, as also suitable rooms for the library, the museum, and for the laboratory.

The insufficient number of recitation or class rooms, their small size and bad shape and arrangement, render very difficult the Normal School work proper, viz.: the fitting and preparing of its pupils for the vocation of teaching.

The pupils of the model school department are compelled to sit and recite in crowded, low, and badly ventilated rooms.

It would be impossible for your committee, without making too lengthy a report, to detail all the reasons which in their judgment render the erection of an additional building for this school and the repairing of the present one an imperative necessity. With the building asked for by the State Board of Education, a much larger number of students than are even now in attendance can be taught and educated by the present corps of teachers, and with very little, if any, additional cost to the State for current expenses of the school.

Your committee has visited this School, and made a careful, and, as they believe, a thorough examination thereof, its management, its workings, and its needs. Your committee find that its finances have been most carefully and economically managed, that the school is doing its proper and legitimate work thoroughly and successfully; and also that the Board of Education, in asking this appropriation, has asked only what is absolutely necessary to the present and future success of the institution under their care.

G. F. EDWARDS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Allen,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }  
Lansing, February 8, 1877. }

*To the Legislature:*

I herewith submit a communication received from my predecessor in regard to an expenditure incurred in excess of the appropriation made by the Legislature of 1875, to defray expenses incident to an advantageous exhibit of the productions and industries of the State at the recent Centennial Exposition. The deficit, if provision is made for compensation to Messrs. Noble and Jacokes, will amount to about the sum of ten thousand dollars, and if on examination you

shall deem it proper that it be paid by the State, an appropriation for that purpose will be necessary.

I also lay before you the report of the State Board of Centennial managers, together with the accompanying documents, consisting of a summary of the receipts and disbursements of the Board, and the full special reports of Messrs. Noble, Jacokes, Brady and Ilgenfritz. The work of the Board seems to have been faithfully and carefully performed, and the show of our products and industries at the "Exhibition," although not by any means a full representation, a credit to our State and a source of gratification to our people. I have no doubt this display has served to disseminate widely better and more correct information than has obtained heretofore in regard to the capabilities and resources of Michigan. The report, I apprehend, will be found comprehensive and valuable, containing many suggestions including a comparison and review of our educational system with its application to skilled labor, worthy of thoughtful study and consideration. Without attempting any analysis of its statements or arguments, I respectfully submit it to you.

CHARLES M. CROSWELL.

The message was laid on the table.

The following is the communication referred to:

HON. C. M. CROSWELL, *Governor*:

DEAR SIR,—In submitting the annexed report of the Centennial Board and their officers, I desire to say personally in regard to the debt created, that it was with the greatest reluctance that I consented to it, but I saw after my visit to Philadelphia before the opening, that it must inevitably occur, as we were called upon to do so many things that we had not looked for, and I felt that the State would be disgraced if, after having begun our work, we should fail to carry it through to a successful ending. I did not dare to say we should stop expenditure, close our exhibit and return home,—for these reasons, I advanced largely from my own means, and for these reasons I desire your approval and that of the Legislature. The opportunity offered by the exhibition to distribute to strangers from our own land and from abroad, useful information regarding our State, induced me (with the approval of the Board) to direct a compilation in pamphlet form, containing very full information regarding our resources, lands, products, climate, institutions, etc. Ten thousand copies were printed, nine thousand of which were distributed at Philadelphia, two thousand of them going to foreign lands.

I have had letters asking for them from nearly every State and Territory in the Union. The total cost was not quite \$2,000, and was paid from the Emigration fund. My first thought was to sell the book at its cost, but the total amount was so small that I afterwards deemed it best to distribute it gratuitously, believing it would pay us back an hundred fold in calling attention to our natural wealth, and in inducing emigration. Yours,

JNO. J. BAGLEY.

February 1st, 1877.

The following is the report of the Board of Centennial Managers referred to:

GOV. CHAS. M. CROSWELL:

DEAR SIR:—We beg leave to submit herewith our report relative to the part that Michigan took at the Centennial Exposition at Philadelphia during the past summer. In accordance with the provisions of act No. 139, laws of 1875, the Governor appointed J. J. Woodman of Van Buren, M. I. Mills of Wayne, Jay A. Hubbell of Houghton, and Henry Fralick of Kent, as members



of the State Board of Centennial Managers. The Board met at the office of the Governor Aug. 13th, 1875, and appointed F. W. Noble of Detroit as Secretary. The full details of the work of the Board and of the share of Michigan in the Exhibition will be found in the reports of the Secretary; Rev. Mr. Jacokes, who had charge of the Educational Department; Mr. S. Brady, who had charge of the mineral exhibit, and Mr. C. E. Ilgenfritz, who had charge of the Agricultural and Pomological Departments, all of which are submitted herewith.

The exhibit made by the Board of Managers consisted of the products of the State and comprised nearly 3,800 distinct specimens, 1,200 of which were varieties of woods and shrubs, over 1,100 of them being furnished by the Agricultural College. The college also furnished 210 specimens of grasses. We had 540 samples of wool, representing 42 counties; 500 specimens of grain and seeds; 475 specimens of copper, iron, and gypsum; 40 of salt and salt brine; several samples of building stone and slate; 370 archæological specimens of a prehistoric age. Our exhibit of fruit contained 475 distinct specimens.

Mr. Burnet Landreth, Superintendent of the Agricultural Department of the Exposition, said of this, in a letter to the Board: "Your show of fruit at all times exceeded that of any other State, and in the aggregate more than doubled the quantity sent from any other State, while the variety and quality was unexampled. The display of fruit alone was of incalculable value as a means of directing the thoughtful to the resources of Michigan."

The mineral display contained specimens from every mine on Lake Superior, four masses of native copper averaging five tons each, from the Central mine, and a fifteen ton mass of iron from the Cleveland mine, with several large masses of the conglomerate copper bearing rock of the Calumet and Hecla mine, being in the list. This display of the mineral wealth of Michigan brought many visitors from foreign countries to our mines during the past summer, all of whom expressed themselves as astonished at the peculiar character and great extent of the copper and iron deposits of the State, which we have heretofore, and perhaps now hardly realize ourselves. It is to be hoped that the exhibit made will be the means of still further developing the unknown wealth that lies buried on the shores of Lake Superior.

We also exhibited a most excellent drawing of our new Capitol, by E. E. Myers, its architect and superintendent, and of the House of Correction at Ionia, by Mortimer L. Smith & Co., its architects. Our Educational department contained examples of the school work of forty schools, accompanied by drawings of the school-buildings, copies of the blanks used, and other useful matter. A history and accompanying photographs of each one of our public institutions was sent forward. The Institution for the Deaf, Dumb and Blind sent specimens of the work of its inmates. The University sent a fine case of chemicals, and a large collection of microscopic and engineering drawings. A full set of our Educational, Agricultural, and Pomological reports were furnished by the State Department. The Superintendent of Public Instruction, Hon. D. B. Briggs, devised and compiled five charts, showing at a glance the whole history, growth, and statistics of our school system. They were splendidly executed by J. E. Sherman, the draughtsman of the State Land Office.

Our Educational exhibit was not a glittering show of models and pictures, but was an honest exhibit of the solid work that is being done in our schools. The awards we received in this department testify to its character, being more in number than were given to any other State.

The Michigan Building was also entered as an exhibit of the products of the State, being a characteristic display of our varied resources. About 70 individual exhibits were made by our manufactures, very many of them reflecting great credit upon the manufacturing industry of the State. Over 60 awards were made to the State and its citizens. One was given to each one of our collective exhibits in each department,—eleven were given in the Pomological department, eight to the Educational. Full details of the awards will be found in the report of the Secretary. The Board feel that taken as a whole, the State has reason to be well pleased with the exhibit made and the results achieved. It is to be regretted that more of our manufacturers did not avail themselves of the opportunity offered to display our industries, and that our citizens generally did not seem to realize (as the Board themselves did not) the magnitude of the exposition, the millions that were to visit it, and the opportunity it offered to show the world the wealth of a State not forty years of age.

Until our people began to visit the exposition there was a very general apathy among all classes on the subject, and it seemed next to impossible by circulars and letters, by personal solicitation and entreaty to wake them to a sense of their duty in the matter.

We received from Brazil, Spain, Portugal, and Australia, several hundred specimens of woods, minerals, grain, seeds, and other products which we have distributed to the University and Agricultural College, and a few duplicates to the Kent Co. and Detroit Scientific Institutes. We also received quite a collection of catalogues, maps, and printed matter, which has been divided between the State Library, University, and Agricultural College. The entire Educational exhibit, books, charts, pictures, etc., have been placed in the State Library. It is the intention of the Board to place the awards and medals there when received. The beautiful model of the Calumet and Hecla Stamp Mill, costing over \$12,000.00, was presented by the Mining Co. to the University, where it now is.

We submit herewith statement of receipts and expenditures in detail, showing a deficit in General Expenditures of \$4,460.04, and in the Building fund of \$4,135.38. Of this amount \$1,781.47 has been advanced by Mr. Noble, Secretary, and \$4,276.04 by Mr. Bagley, President, from their own funds, and the balance is due to sundry parties. All the bills and vouchers are in the hands of the Auditor General. Every thing has been done on the most economical basis. Only the Secretary and Mr. Brady were paid anything for services, and they only a small salary. We begged from our people their time and money, from our railroads and transportation companies free passes and free freight, from our producers samples of their products, and in fact made our exhibition almost an affair of charity. If we had been compelled to pay our own roads for passage and transportation, it alone would have almost used up the appropriation.

We found that instead of the Secretary and one Commissioner whom we had supposed would be sufficient to take charge of our exhibits at Philadelphia, that each department required the constant care and supervision of a competent person. We found that the space allotted us for each department was simply bare floor, and that cases, tables, etc., must all be furnished by the Board. Terminal charges and myriads of unforeseen expenses soon exhausted our appropriation. Had it not been for the Michigan Building, our expenses for board of employes would have been very much larger than it is. Some one of the Board was in

Philadelphia constantly. The assistance rendered to our own citizens who were visitors was very great. As will be seen by the statement of indebtedness none of the expenses of the members of the Board have yet been paid. The salary paid our Secretary, Mr. F. W. Noble, has not covered his expenses. Rev. D. C. Jacokes, who had charge of the Educational Department, has only been paid his expenses. The Board feel that both of these gentlemen deserve some further remuneration, and submit the matter to the Legislature for their consideration.

Over 31,000 of our citizens were registered as visitors at the Michigan building, a large number of whom expressed the hope that the Legislature would direct that the building be brought back to the State and preserved as a memento of the Centennial year and as an exhibit illustrating the varied resources of the State; and we believe the State would act wisely in so doing. From the slate on its roof to the stone of its foundations, it was constructed entirely of material produced in the State, and the excellent mechanism was the work of our own mechanics exclusively.

It could be made of most excellent service on the grounds of the University or Normal School. It is so constructed as to be readily taken down and rebuilt at not a very great cost.

Full details of the expense of its construction and a list of the contributors will be found in the financial exhibit. No portion of the State appropriation was used in its construction. In addition to the cash contributions, several car loads of lumber were donated by the citizens of Flint, Saginaw City, East Saginaw, Bay City, Muskegon, and other places. Many of the mechanics of Detroit and other places donated labor and materials. The munificent donation of the officers of the Calumet and Hecla Mining Company, non-residents of the State, was peculiarly gratifying to the Board. It was accompanied with the following letter:

CALUMET AND HECLA MINING CO., EQUITABLE BUILDING, 67 MILK ST., }  
BOSTON, May 23d, 1876. }

*Hon. Jno. J. Bagley, Detroit, Mich.:*

DEAR SIR—Your favor of the 19th, asking a donation from this Company in aid of your building fund for "Centennial" is at hand. Our President, Mr. Agassiz, is absent at the mine, so I laid your letter before our Directors, Messrs. Geo. Higginson, H. H. Hunnewell, and H. S. Russell, and they unanimously directed me to forward at once a check for the entire sum you are "short", so I herewith hand you check No. 165 of the Eliot National Bank upon the Continental National Bank of New York, endorsed to you for that amount, say \$1,500, which please accept, with the assurance that you have our best wishes with it. We are a Michigan corporation, and take a lively interest in whatever is conducive to the honor and welfare of that State. Very truly yours,  
CHAS. W. SEABURY, Treas'r.

The Board have had the hearty coöperation of the officers of all our mining companies on Lake Superior, and of very many of our citizens, especially so of our fruit-growers—but to name them all is impossible. The State Pomological Society and the State Agricultural Society aided us beyond measure. The latter society paid the salary of Mr. Ilgenfritz, the superintendent of that department. The great interests of production could not be in better hands, and we owe our success in Philadelphia in a great degree to the members of these societies.

The press of the State aided us in every possible way, in gratuitously publishing circulars and information for exhibitors and in furnishing the building with papers.

Michigan may well feel proud of the part she took in the Exposition, and we may expect to reap from it new markets for our products, newcomers to our borders, and new ideas for our farmers, mechanics, and manufacturers.

JNO. J. BAGLEY,  
M. I. MILLS,  
J. J. WOODMAN,  
HENRY FRALICK,  
JAY A. HUBBELL,

*State Board of Centennial Managers.*

February 1st, 1877.

The following are the financial statements of the receipts and disbursements referred to above :

INDEBTEDNESS OF CENTENNIAL BOARD FOR GENERAL EXPENSES.

To John J. Bagley for cash advanced by him as per statement, No. 1.....	\$1,587 20
J. J. Woodman, balance expense acct., No. 2 .....	121 51
M. I. Mills, balance expense acct., No. 3 .....	152 00
H. Fralick, disbursements and expense acct., No. 4 .....	204 07
Dean, Brow & Godfrey, No. 5.....	68 25
Detroit F. & M. Ins. Co., insurance, No. 6.....	60 00
Richmonds, Backus & Co., registers, No. 7.....	40 00
F. W. Noble, salary and expenses, No. 8 .....	150 00
Calvert Lithographing Company, No. 9.....	60 35
E. B. Smith & Co., No. 10.....	25 00
F. W. Noble, expenses to Lansing, No. 11.....	19 55
F. W. Noble, disbursements, No. 12 .....	1,414 37
H. Fralick, expenses to Lansing, No. 13.....	14 00
W. S. George & Co., printing, No. 14.....	412 78
J. J. Bagley, disbursements, No. 15.....	19 46
H. S. Fralick, services, No. 16.....	100 00
M. I. Mills, expenses to Lansing, No. 17.....	11 50
	<hr/>
	\$4,460 04

Vouchers in Auditor General's office.

INDEBTEDNESS ON BUILDING ACCOUNT.

Amount due F. W. Noble, advances as per sheet A.....	\$347 55
Amount due Jno. J. Bagley for advances as per sheet A.....	2,669 38
Julius Hess, balance for services.....	87 80
Isaac W. Ingersoll, for material and labor.....	314 56
H. George & Co., balance.....	75 16
Aaron Doane & Co., sundries.....	566 83
M. I. Mills, cash paid for bill hardware .....	48 97
Reid & Hills, labor.....	25 13
	<hr/>
Amount due on building.....	\$4,135 38

Vouchers in Auditor General's office.

A.—MICHIGAN BUILDING IN ACCOUNT, WITH STATE CENTENNIAL BOARD.

	CR.
Donation of Houghton county.....	\$467 99
“ “ J. A. Hubbell.....	99 75
“ “ citizens of Hudson.....	30 00
“ “ “ Holland.....	4 50
“ bal. of relief fund from the Gov.....	110 75

Donation of citizens of Lansing.....	\$162 67
“ “ “ Battle Creek.....	182 00
“ “ “ Lapeer.....	32 00
“ “ “ Grand Rapids.....	500 00
“ “ “ Ann Arbor.....	127 00
“ “ “ Ypsilanti.....	100 00
“ “ “ Kalamazoo.....	145 00
“ “ Calumet and Hecla Mining Co.....	1,500 00
“ “ Michigan residents, Washington, D. C.....	125 00
“ “ “ Philadelphia.....	24 00
“ “ Central Mining Company.....	136 78
“ “ employes Michigan Stove Works.....	77 81
“ “ “ Pullman Car Works.....	60 00
“ “ “ Detroit Stove Works.....	76 00
“ “ citizens of Marshall.....	100 00
“ “ employes of Am. Express Company.....	25 50
“ “ citizens of Port Huron.....	100 00
“ refunded.....	250 00
Goods sold in Philadelphia.....	84 50
Donation of citizens of Detroit.....	2,141 93
Am't advanced by F. W. Noble.....	347 55
“ “ “ J. J. Bagley.....	2,669 38
	<hr/>
	\$9,680 11

## Dr.

Paid H. George & Co., on acc't, No. 0.....	\$1,818 02
Julius Hess on acc't, 1.....	600 00
R. R. fare carpenters to Philadelphia, 2.....	80 04
F. W. Noble, disbursements, 3.....	8 95
Yarnell & Co., 4.....	16 50
E. Moore, for pay-roll, 5.....	226 00
“ “ “ 6.....	422 70
E. Davis, slate, 7.....	113 46
Claxton & Co., 8.....	1 50
G. I. Buchheiser, hardware, 9.....	29 57
Malcolm & Fanner, glass, 10.....	23 90
R. R. fare, carpenters' return, 11.....	16 30
Jno. Cliff, labor, 12.....	7 50
F. W. Noble, disbursements, 13.....	3 50
L. Lees & Co., 14.....	15 87
J. R. Rockwell, carpenter, 15.....	8 00
G. W. Bright & Co., 16.....	11 44
G. F. Gabel, 17.....	13 88
Pay-roll, E. S. Moon, 18.....	2,527 31
Sundry disbursements, 19, 20, 21.....	73 33
Pay-roll, 22.....	446 51
Slate and Mantel Co., 23.....	53 75
H. Belfield & Co., labor and material, 24.....	19 56
W. H. Buckner & Co., painting, 25.....	394 74
Cornelius & Co., 26.....	205 30
F. W. Noble, disbursements, 27.....	21 44
Gilman & Co., material, 28.....	108 16
C. Milliken, labor, 29.....	86 13
Stokes & Parish, labor, 30.....	3 09
Yarnell & Co., material, 31.....	40 85
Stanbridge & Barr, material, 32.....	138 24
Thomas & Co., glass, 33.....	16 10
F. Borchard, 34.....	275 00
I. C. Wallich, 35.....	30 00
Philip Churtie, 36.....	29 00
Hubbard & King, 37.....	166 53
C. Flack, 38.....	141 00
R. C. Falconer, 39.....	300 79
Steinfeld & Blitz, 40.....	122 17
E. Heubner, 41.....	168 00



Paid Paul Gies, 42.....	\$421 80
Spitzler Bros., 43.....	474 18
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	\$9,680 11

Vouchers in Auditor General's Office.

STATE OF MICHIGAN TO CENTENNIAL BOARD OF MANAGERS.

Vouchers in hands of State Treasurer :

1875.						Dr.
Sept. 1.	F. W. Noble	for disbursements, No. 36,748.....				\$127 90
	"	" " salary " ".....				50 00
Oct. 8.	"	" " " " 36,942.....				100 00
	"	" " disbursements, " 36,943.....				25 10
Nov. 12.	"	" " salary " 37,095.....				100 00
	"	" " disbursements, " 37,096.....				99 68
Dec.	"	" " salary, " 37,237.....				100 00
	J. A. Hubbell	" disbursements, " 37,238.....				99 75
	"	" " " " 37,239.....				467 99
	F. W. Noble	" " " " " ".....				59 25
	"	" " " " " ".....				93 82
1876.						
Jan.	"	" " salary, " 37,383.....				100 00
"	"	" " disbursements, " ".....				365 95
Feb.	"	" " salary, " 37,508.....				100 00
"	"	" " disbursements, " ".....				161 56
Mar.	"	" " salary, " 37,629.....				100 00
"	"	" " disbursements, " ".....				50 00
"	"	" " " " " ".....				243 07
April	"	" " salary, " 37,752.....				100 00
"	"	" " disbursements, " ".....				969 44
July	"	" " salary, " 38,153.....				300 00
"	"	" " disbursements, " 38,154.....				362 38
"	"	" " " " " ".....				259 62
"	"	" " " " " ".....				989 65
"	J. B. Angel	for charts, educational, " ".....				87 80
Sept.	F. W. Noble	for salary, " 38,407.....				200 00
"	"	" " disbursements, " 38,408.....				371 80
"	J. J. Bagley,	for " " 38,409.....				127 00
"	Applegate & Fee,	spirit of press " 38,410.....				124 93
Oct.	F. W. Noble	for disbursements, " 38,587.....				170 84
"	"	" " " " " ".....				186 17
"	H. Dale Adams,	freights, " ".....				78 10
"	"	" " " " " ".....				150 63
Nov.	F. W. Noble	for salary, " 38,718.....				200 00
"	"	" " disbursements, " 38,719.....				32 65
"	"	" " " " " ".....				320 50
"	"	" " " " " ".....				23 62
						<hr/>
						\$7,500 00
						<hr/>
						CR.
	By amount vouchers paid by Auditor General.....					\$7,500 00

The Speaker also announced the following :

EXECUTIVE OFFICE, }  
Lansing, February 7, 1877. }

To the House of Representatives :

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to amend section 61 of chapter 21, being section 1027 of the compiled laws of 1871, relative to the assessment and collection of taxes ;

An act to amend section 4819 of the compiled laws of 1871, being section 10 of chapter 172, relative to testamentary guardians;

An act to define the powers of notaries in certain cases.

CHARLES M. CROSWELL.

The message was laid on the table.

# COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following:

AUDITOR GENERAL'S OFFICE, }  
Lansing, Mich., February 7, 1877. }

*Hon. J. T. Rich, Speaker of the House of Representatives:*

SIR:—I have the honor to acknowledge the receipt of the following resolution:

“*Resolved*, That the Auditor General be requested to report forthwith to this House the amount of cash receipts from sales of swamp lands, including interest and penalties, and also the amount of such moneys due the several counties under the provisions of section 5, chapter 144 of the compiled laws of 1871,” and to reply that if the cash receipts from the sale of swamp lands should be treated as contemplated by the act referred to, as suggested on page xlvi. of the report of this department for the year 1874, the result would be substantially as follows:

Net cash receipts on account of principal to Sept. 30, 1876.....	\$728,099 10
Net cash receipts on account of interest and penalties to Sept. 30, 1876.....	131,270 50
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Aggregate net receipts for principal, interest and penalties to Sept. 30, 1876.....	\$859,369 60
From which should be deducted	
Cash paid for construction of roads.....	\$168,301 63
“ “ “ expense, chg'd to Swamp Land Fund.....	68,654 00
“ “ “ “ “ “ “ Inter-est Fund.....	9,069 44
<hr/>	
	246,025 07
Leaving for amount to be divided.....	613,344 53
Fifty per cent. of which would be P. S. Five per cent. fund.....	\$306,672 27
Fifty per cent. of which would be Swamp Land Drainage fund.....	306,572 26
<hr/>	
	613,344 53

The accumulation of interest upon the swamp land drainage fund to September 30, 1876, which interest would be subject to distribution to counties, is about \$160,000.00. No provision has ever been made by law for raising this, hence if a distribution should be ordered it would be necessary for the Legislature to provide for the above amount of \$160,000.00, and about \$16,000.00 annually for accruing interest.

Very respectfully

RALPH ELY,

*Auditor General.*

The communication was laid on the table.



## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, February 7, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 5, entitled

Joint resolution for the relief of Schuyler W. Ambler, county treasurer of Gratiot county,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, Feb. 7, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 35, entitled

A bill to provide for or facilitate the incorporation of military or light guard companies, for certain purposes.

2. Senate bill No. 25, entitled

A bill to provide an appropriation for the benefit of the Pioneer Society of the State of Michigan, for the years 1877 and 1878.

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on military affairs.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

## NOTICES.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill to amend section 10, chapter 167, being section 4707 of the compiled laws of 1871, relative to the filing of chattel mortgages.

Mr. Welker gave notice that on some future day he would ask leave to introduce

A joint resolution proposing an amendment to the constitution, section 28, Article IV., relative to introduction of bills.

Mr. Dowling gave notice that on some future day he would ask leave to introduce

A bill to amend section 6224 of chapter 195 of the compiled laws of 1871, relative to the actions of ejectment.

Mr. Mosher gave notice that on some future day he would ask leave to introduce

A bill to prevent hunting for game with firearms, dogs or otherwise on any enclosed lands or premises in this State, without the consent of the owner of such land or premises.

Mr. Morrison gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the township of Ecorse, in Wayne county, and attach the same to the township of Monguagon, in the same county.

Mr. Palmer gave notice that on some future day he would ask leave to introduce

A bill to amend section five (5) of chapter five (5) of act No. sixty-two (62); of the session laws of 1875, relative to powers and duties of incorporated villages.

Mr. Laubach gave notice that on some future day he would ask leave to introduce

A bill for the relief of Ottawa county, and for other purposes.

Mr. Harrington gave notice that on some future day he would ask leave to introduce

A bill to amend section 57 of chapter 189, being compiler's number 6026 of the compiled laws of 1871, relative to courts instructing juries concerning verdict upon particular questions of fact;

Also,

Joint resolution authorizing the issuing of a patent to Thomas Burns, of the county of St. Clair, upon primary school land certificate No. 6353.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to incorporate the village of Howard City," approved March 14, 1873.

Mr. Howland gave notice that on some future day he would ask leave to introduce

A bill to amend section 4 of an act approved March 21, 1865, being compiler's section 2075, being "An act to protect the fish and fisheries of this State."

Mr. Hankerd gave notice that on some future day he would ask leave to introduce

A bill to amend compiler's section 1632 of the compiled laws of 1871, relative to interest.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill to repeal section 101 of chapter 188, of the compiled laws of 1871, being compiler's section 5968, as amended by act No. 155, of the session laws of 1875, relative to evidence.

Mr. Turck gave notice that on some future day he would ask leave to introduce

A bill to vacate part of the plat of the village of Cedar Lake, Montcalm Co.

#### INTRODUCTION OF BILLS.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 143, entitled

A bill to amend sections 1 and 2 of an act entitled "An act regulating the:

responsibility of the agents of insurance companies doing business in this State," approved April 12, 1871, being compiler's sections 7629 and 7630, chapter 245 of compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 144, entitled

A bill to allow accident insurance companies to do business in this State.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 145, entitled

A bill to provide for the incorporation of eclectic medical societies.

The bill was read a first and second time by its title, and referred to the committee on private corporations.

Mr. Hawley, unanimous consent being given, introduced

House bill No. 146, entitled

A bill to amend the charter of the Michigan Central Railroad Company.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Abbott, previous notice having been given, and leave being granted, introduced

House bill No. 147, entitled,

A bill to amend section 29, of chapter 47 of the compiled laws of 1871, entitled "county drain law," being compiler's section 1773.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Allman, previous notice having been given, and leave being granted, introduced

House bill No. 148, entitled,

A bill making an appropriation for the current expenses of the House of Correction for the years 1877 and 1878.

The bill was read a first and second time by its title, and referred to the committee on the State House of Correction.

Mr. Allman, previous notice having been given, and leave being granted, introduced

House bill No. 149, entitled

A bill to provide for the completion and furnishing of the House of Correction at Ionia, and to make an appropriation therefor.

The bill was read a first and second time by its title, and referred to the committees on State House of Correction and ways and means, jointly.

Mr. Eaton, previous notice having been given, and leave being granted, introduced

House bill No. 150, entitled

A bill to amend Secs. 39, 40, 43, and 45, and to repeal Sec. 44, of chapter 6, of compiled laws of 1871, being compiler's numbers 70, 71, 74, and 76, relative to elections and the county canvass of the votes thereof.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. Stephenson, previous notice having been given, and leave being granted, introduced

House bill No. 151, entitled

A bill to amend section 1 of chapter 67, being section 2116 of the compiled laws of 1871, relative to the destruction of wolves and other noxious animals.

The bill was read a first and second time by its title, and referred to the committee on state affairs.

Mr. Stephenson, previous notice having been given, and leave being granted, introduced

House bill No. 152, entitled

A bill to organize the townships of Spaulding, Breen, Breitung, Stephenson, and Holmes, and to re-organize the townships of Cedarville, Ingallston, and Menominee, in the county of Menominee.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Stephenson, previous notice having been given, and leave being granted, introduced

House bill No. 153, entitled

A bill to define the boundaries of Menominee county.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Stephenson, previous notice having been given, and leave being granted, introduced

House bill No. 154, entitled

A bill to authorize the township board of the township of Menominee, in the county of Menominee, to maintain a fire department in the incorporated village of Menominee, in said township, and to appropriate certain moneys to the payment of the expenses thereof.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Stanchfield, previous notice having been given, and leave being granted, introduced

House bill No. 155, entitled

A bill to provide for a district superintendent of schools.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Hill, previous notice having been given, and leave being granted, introduced

House bill No. 156, entitled

A bill to amend sections 2 and 9 of act 331 of the session laws of 1869, entitled "An act to incorporate the village of Lawrence in the county of Van Buren."

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Coon, previous notice having been given, and leave being granted, introduced

House bill No. 157, entitled

A bill to prohibit plank road companies from maintaining toll gates within the corporate limits of any city or village.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 158, entitled

A bill for the relief of parties to certain judgments in the Superior Courts of Detroit.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Stafford, unanimous consent being given, introduced

House joint resolution No. 14, entitled

Joint resolution asking Congress for an appropriation for the erection of a light house and steam fog signal on Staunard's Rock, Lake Superior.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

### THIRD READING OF BILLS.

House bill No. 64 (G. O. No. 28), entitled

A bill to amend sections 3 and 4 of chapter 169 of the compiled laws of 1871, being compiler's numbers 4721 and 4722, relative to intermarriage,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Eaton,	Mr. Jones,	Mr. Robbins,
Allen,	Farr,	Keeler,	Rork,
Allman,	Fletcher,	Knight,	A. J. Sawyer,
F. A. Baker,	Gibbs,	Lee,	J. C. Sawyer,
N. Baker,	Gies,	Little,	Shetterly,
Billings,	Hall,	McGinnis,	Stafford,
Brown,	Hamilton,	Miller,	Stephenson,
Canfield,	Hankerd,	Moore,	Thomson,
Chase,	Harrington,	Morrison,	Turck,
Cheney,	Hawley,	Mosher,	Twadell,
Clark,	Hill,	Nixon,	Welker,
Coon,	Howland,	Norris,	Willett,
Curtiss,	Ireland,	North,	Winchell,
Davis,	Jewell,	Phelps,	Woodworth,
Dillmann,	S. Johnson,	Prindle,	Speaker,
Dowling,	W.W.Johnson,		

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#### NAYS.

Mr. Conely,	Mr. Ludlow,	Mr. Ross,	Mr. J. M. Turner,
Edwards,	McArthur,	Sharts,	S. W. Turner,
Elliott,	Markham,	Stanchfield,	Walkinshaw,
Ferguson,	Martin,	Stevens,	White,
Hopkins,	Norton,	Stinchcomb,	Wood,
Hoyt,	Reed,	Stone,	Yeomans,
Kelley,			

25

Pending the announcement of the vote,

Mr. Norton moved that Mr. Wood be excused from voting;

Which motion did not prevail.

Mr. Wood then voted as recorded above.

Mr. Edwards moved that Mr. Hamilton be excused from voting ;

Which motion did not prevail.

Mr. Hamilton then voted as recorded above.

Title agreed to.

Mr. Hamilton moved to reconsider the vote by which the House passed the bill ;

Mr. Billings moved to lay that motion on the table.

Mr. Hamilton demanded the yeas and nays.

The demand was seconded, and the motion to lay the motion to reconsider on the table prevailed, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Dowling,	Mr. Keeler,	Mr. J. C. Sawyer,
Allen,	Eaton,	Lee,	Shetterly,
Allman,	Farr,	Little,	Stafford,
F. A. Baker,	Fletcher,	Moore,	Stephenson,
N. Baker,	Hankerd,	Morrison,	Stinchcomb,
Billings,	Harrington,	Mosher,	Thomson,
Brown,	Hill,	Nixon,	Twadell,
Canfield,	Howland,	Norris,	Welker,
Chase,	Ireland,	North,	Willett,
Cheney,	Jewell,	Prindle,	Winchell,
Clark,	W. W. Johnson,	Robbins,	Woodworth,
Curtis,	Jones,	A. J. Sawyer,	Speaker,
Dillmann,			49

#### NAYS.

Mr. Conely,	Mr. Hawley,	Mr. Miller,	Mr. Stevens,
Davis,	Hopkins,	Norton,	Stone,
Edwards,	Hoyt,	Phelps,	Turck,
Elliott,	S. Johnson,	Reed,	S. W. Turner,
Ferguson,	Knight,	Rork,	Walkinshaw,
Gibbs,	Ludlow,	Ross,	White,
Gies,	McGinnis,	Sharts,	Wood,
Hall,	Markham,	Stanchfield,	Yeomans,
Hamilton,	Martin,		34

On motion of Mr. Yeomans,

The House took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called : quorum present.

The House resumed the order of

#### THIRD READING OF BILLS.

House bill No. 12 (G. O. No. 31), entitled

A bill to authorize the township of Carrollton to aid in the purchase or building of a bridge across the Saginaw river, to be thereafter maintained as a free bridge,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Little,	Mr. Shetterly,
Allen,	Gibbs,	Ludlow,	Stafford,
Allman,	Gies,	McArthur,	Stanchfield,
F. A. Baker,	Hamilton,	McGinnis,	Stevens,
N. Baker,	Hankerd,	Miller,	Stinchcomb,
Baldwin,	Harrington,	Morrison,	Stone,
Billings,	Hawley,	Mosher,	Thomson,
Brown,	Hill,	Nixon,	Turck,
Canfield,	Hopkins,	Norris,	J. M. Turner,
Cheney,	Howland,	North,	S. W. Turner,
Clark,	Hoyt,	Norton,	Twadell,
Conely,	Ireland,	Palmer,	Walkinshaw,
Coon,	Jewell,	Phelps,	Welker,
Davis,	S. Johnson,	Prindle,	Willett,
Dillmann,	W. W. Johnson,	Reed,	Winchell,
Eaton,	Jones,	Robbins,	White,
Edwards,	Keeler,	Rork,	Wood,
Elliott,	Knight,	Ross,	Woodworth,
Farr,	Laubach,	J. C. Sawyer,	Yeomans,
Ferguson,	Lee,	Sharts,	Speaker, 80

## NAYS.

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Title agreed to.

On motion of Mr. Hoyt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## MOTIONS AND RESOLUTIONS.

Mr. Robbins offered the following:

*Resolved*, That the committees of this House to whom was referred by resolution the various subjects contained in the messages of His Excellency ex-Governor Bagley and His Excellency Governor Croswell, be and they are hereby instructed to report to this House, at least ten days before the expiration of the time for the introduction of bills what action, if any, in their opinion should be taken to carry out the recommendations contained in said messages;

Which was adopted.

Mr. Mosher offered the following:

*Resolved* (the Senate concurring), That the thanks of the Senate and House of Representatives are hereby tendered to J. E. Sherman, Esq., draughtsman of the State Land Office, for the drafting of a map of the Congressional, Senatorial, Representative and judicial districts of this State, and placing the same in the Capitol building for the use and benefit of the members of this Legislature, as we find the same of much use and benefit as a matter or means of reference.

Laid over under the rules.



## GENERAL ORDER.

On motion of Mr. Hamilton

The House went into committee of the whole on the general order,  
Mr. Conely in the chair.

After some time spent therein the committee rose, and through the chairman made the following report:

The committee of the whole had under consideration the following entitled joint resolutions:

1. House joint resolution No. 3 (printed order No. 1), entitled

Joint resolution amending joint resolution No. 37, of session laws of 1875, authorizing the board of State Auditors to audit and pay the claims of the non-commissioned officers and musicians of the 5th, 6th, and 7th regiments of Michigan volunteer infantry, for services rendered in the month of August, 1861,

2. House joint resolution No. 5 (printed order No. 3), entitled

Joint resolution asking Congress for an appropriation to construct a light house on the point of Little Traverse harbor, in the county of Emmet, Michigan,

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled joint resolution:

3. House joint resolution No. 8 (printed order No. 2), entitled

Joint resolution relative to fisheries in waters within the jurisdiction in part of different States and the British provinces,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bills:

4. Senate bill No. 16, entitled

A bill to amend sections 144 and 145 of chapter 176, being sections 180 and 181 of the compiled laws of 1871, relative to the courts of chancery;

5. House bill No. 42 (G. O. No. 32), entitled

A bill to amend Sec. 8, of chapter 206, compiler's number 6567, of the compiled laws of 1871, relating to the surrender of corporate rights;

6. Senate bill No. 11, entitled

A bill to amend section 45 of chapter 150, being section 4247 of the compiled laws of 1871, relative to alienation by deed and the proof and recording of conveyances and the canceling of mortgages;

7. Senate bill No. 23, entitled

A bill to provide for the purchase of books for the state library;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

8. House bill No. 89 (G. O. No. 34), entitled

A bill to amend section 1, of chapter 169, of the compiled laws of 1871, being compiler's section No. 4719, relative to marriage and the solemnization thereof;

9. House No. 35 (G. O. No. 3), entitled

A bill to provide for the incorporation of lodges of Knights of Pythias ;

Have made sundry amendments thereto, and have directed their chairman report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled joint resolution :

10. Senate joint resolution No. 2, entitled

Joint resolution authorizing the purchase of certain books of a public nature for the use of the State ;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

E. F. CONELY, *Chairman*.

Report accepted and committee discharged.

The joint resolutions, first and second named, were placed on the order of third reading of bills.

The question being on concurring in the amendment made by the committee of the whole to the joint resolution third named,

On motion of Mr. Howland,

The House concurred.

The joint resolution was then placed on the order of third reading of bills.

The fourth, fifth, sixth, and seventh named bills were placed on the order of third reading of bills.

The question being on concurring in the amendments made by the committee of the whole to the bills eighth and ninth named,

On motion of Mr. Stanfield,

The House concurred.

The bills were then placed on the order of third reading of bills.

The question being on concurring in the recommendation of the committee of the whole as to the joint resolution, tenth named,

Mr. Hoyt moved that the joint resolution be laid on the table ;

Which motion did not prevail.

Mr. Hamilton moved that the joint resolution be recommitted to the committee of the whole ;

Pending which,

Mr. Elliott moved that the House do now adjourn ;

Which motion did not prevail.

The motion to recommit then prevailed, and the bill was recommitted to the committee of the whole.

On motion of Mr. Twadell,

The House adjourned.

*Lansing, Friday, February 9, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Franklin.

Roll called: quorum present.

Absent without leave, Mr. Prindle.

Mr. Baldwin asked and obtained leave of absence for Mr. Prindle until the 12th.

PRESENTATION OF PETITIONS.

No. 189. By Mr. Stevens: Petition of A. R. Mather, John B. Quick, M. E. Keith, and 38 others, citizens of Montcalm county, asking that the act establishing town superintendents of schools be abolished, and that the county superintendency be restored;

Referred to the committee on education.

No. 190. By Mr. Reed: Petition of A. T. Westcott, M. D. Rhodes, W. S. Noble, and 95 others, citizens of Vernon, Shiawassee county, against making the liquor tax a county fund;

Referred to the committee on the liquor traffic.

No. 191. By Mr. McArthur: Petition of Peter McDonald, Wm. Stewart, Albert Legnault, and 32 other freeholders of Cheboygan county, asking that all of such portions of T. 37 N., R. 1 W., as are now attached to the townships of Grant and Inverness be detached therefrom and attached to the township of Duncan, in said county;

Referred to the committee on towns and counties.

No. 192. By Mr. Chase: Petition of Edward Paine and 66 others, relative to the better protection of deer;

Referred to the committee on State affairs.

No. 193. By Mr. Kelley: Petition of A. C. Tefft, David Plough, and 46 others, in reference to swamp land aid for the construction of Alpena railroad;

Referred to the committee on public lands and railroads jointly.

No. 194. By Mr. Phelps; Petition of S. P. Phelps, T. D. Mulberry, W. W. Hooper, M. E. Brown, and 50 other citizens of Mecosta county, to regulate the practice of medicine, surgery, and midwifery;

Referred to the committee on public health.

No. 195. By Mr. Phelps: Petition of F. B. Wood, N. A. Hendrix, L. N. Hutchinson, C. B. Lovejoy, B. F. Palmer and 118 others, citizens of Mecosta county, relative to the same subject;

Referred to the committee on public health.

No. 196. By Mr. Markham: Petition of H. A. Hecox and 13 others asking for the passage of a law to provide for the construction and maintenance of cattle passages under highways;

Referred to the committee on roads and bridges.

No. 197. By Mr. Allman: Protest of the common council of the village of Sturgis and of 48 citizens of the county of St. Joseph against transferring the liquor tax from municipal to county treasury;

Referred to the committee on the liquor traffic.

No. 198. By Mr. Cheney: Petition of Edwin Manly, and 89 other residents of Algonac township, in Kent county, asking that the place of holding the elections in said township be changed;

Referred to the committee on elections.

No 199. By Mr. Valade: Petition of B. Bulger, S. D. Flint, J. F. Colburn, and others of Monroe county, relative to privileges in elections;

Referred to the committee on elections.

#### REPORTS OF STANDING COMMITTEES.

By the committee on elections:

The committee on elections to whom was referred

House bill No. 150, entitled

A bill to amend sections 39, 40, 43 and 45, and to repeal section 44 of chapter 6 of the compiled laws of 1871, being compiler's numbers 70, 71, 74 and 76, relative to elections and the county canvass of the votes thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. A. J. Sawyer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 141, entitled

A bill to amend section 40, chapter 192, being compilers' number 6114, of the compiled laws of 1871, relative to officers of companies furnishing certificates of shares of stock for purpose of levy by execution,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporation, to whom was referred

House bill No. 142, entitled

A bill to re-incorporate the village of Mount Morris, in the county of Genesee.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 25, entitled

A bill to provide appropriation for the benefit of the Pioneer Society of the State of Michigan for the years 1877 and 1878;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on federal relations:

The committee on federal relations, to whom was referred

House joint resolution No. 14, entitled

Joint resolution asking Congress for an appropriation for the erection of a light-house and steam fog signal on Stannard's rock, Lake Superior,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

THOMAS MORRISON, *Chairman*.

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 140, entitled

A bill to amend an act entitled "An act to amend section 5 of chapter 24 of the compiled laws of 1871, being an act relative to persons liable to work on highways, and making assessment thereof,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. L. ABBOTT, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges to whom was referred

House bill No. 157, entitled

A bill to prohibit plank road companies from maintaining toll gates within the corporate limits of any city or village,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. T. ABBOTT, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

## MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,  
Lansing, February 8, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution :

*Resolved* (the House concurring), That any of the standing committees of the House and Senate, on any public institution of this State asking for an appropriation of money, shall include in its report a detailed statement of all expenditures connected with such institution for which such appropriation is asked, and such report shall be entered upon the journal, either of the House or of the Senate, and such committees as have omitted such statement in their report be asked to make a supplemental report including such statement.

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

Mr. Hamilton moved that the resolution be amended by striking out the word "one" in the first line, and inserting in lieu thereof the word "any ;"

Which motion prevailed.

On motion of Mr. Hoyt,

The resolution was laid on the table.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, February 8, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to return to the House the following concurrent resolution :

*Resolved* (the Senate concurring), That five hundred copies of the Legislative Manual of 1877 and 1878 be printed for the use of the Legislature ;

In the passage of which the Senate has nonconcurring.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

## NOTICES.

Mr. Elliott gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 168 of the session laws of 1873, entitled "An act to provide for the custody and safe keeping of persons who are tried for murder and other high crimes, and are acquitted by reason of insanity."

Mr. Markham gave notice that on some future day he would ask leave to introduce

A bill to provide for the construction and maintenance of cattle passages under highways ;

Also,

A bill to amend act No. 115, session laws of 1875, in relation to maiming, catching, and killing wild pigeons while nesting and raising their young.



Mr. Dowling gave notice that on some future day he would ask leave to introduce

A bill to authorize the township of Merritt in the county of Bay to pay orders for opening and clearing the Portsmouth and Bloomfield or Munger ditch.

Mr. Davis gave notice that on some future day he would ask leave to introduce

A bill to provide for the laying out and establishing of a State road in the county of Isle Royale.

Mr. Winchell gave notice that on some future day he would ask leave to introduce

A bill to authorize the transfer to the general fund of certain unexpended balances of appropriations made for "History of Campaigns" and for "Corner Stone Celebration;"

Also,

A bill to amend an act entitled "An act to preserve the purity of elections," approved March 15, 1861, being compiler's section 7776 of the compiled laws of 1871, and to add a new section thereto.

Mr. Curtiss gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to incorporate the city of Ishpeming," and the several acts amendatory thereof.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill to amend section 16 of chapter 9 of the compiled laws of 1871, being compiler's number 446, relating to county buildings and furnishing same.

Mr. Hayes gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to provide for the floating of logs and timber in the streams of this State," approved March 16, 1861.

Mr. Hamilton gave notice that on some future day he would ask leave to introduce

A bill relative to the sale of property on foreclosure of chattel mortgages;

Also,

A bill relative to the canvassing of votes cast at elections and determining the names of persons voted for at such elections.

Mr. Hankerd gave notice that on some future day he would ask leave to introduce

A bill to amend section 183 of chapter 178, being compiler's section 5431 of the compiled laws of 1871, relative to appeals from justices' courts.

Mr. Chase gave notice that on some future day he would ask leave to introduce

A bill entitled an act to amend section one of an act entitled "An act to revise and consolidate the several acts relating to the protection of game and for the better preservation of elk, deer, birds, and wild fowl," approved April 3, 1869, being compiler's section No. 2093 compiled laws of 1871, as amended by act No. 201 of session laws of 1875.

Mr. Miller gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of an act approved April 3, 1869, entitled "An act to prevent the destruction of muskrats and muskrat houses in the marshes along the shores of Lakes Erie, St. Clair, Huron, and Michigan."



Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill for the incorporation of associations for yachting, hunting, boating, fishing, rowing, and other lawful sporting purposes.

Mr. Turck gave notice that on some future day he would ask leave to introduce

A bill to amend Sec. 4 of chapter 7 of compiled laws of 1871, being compiler's section 233, entitled "An act to establish the fiscal year for the Treasury of this State, and to fix the time for the annual reports of the state officers, and to provide for the printing and distribution thereof,"

#### INTRODUCTION OF BILLS.

Mr. Hamilton, previous notice having been given, and leave being granted, introduced

House bill No. 159, entitled

A bill to amend Sec. 1 of chapter 253, being Sec. 7777 of the compiled laws of 1871, relative to the racing of animals.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Hamilton, previous notice having been given, and leave being granted, introduced

House bill No. 160, entitled,

A bill to amend section 1 of chapter 71, being section 2163 of the compiled laws of 1871, relative to county and town agricultural societies.

The bill was read a first and second time by its title, and referred to the committee on state affairs.

Mr. Stone, unanimous consent being given, introduced

House bill No. 161, entitled

A bill to legalize the tax roll of the township of Grant in the county of Iosco for the year 1876.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Dowling, previous notice having been given, and leave being granted, introduced

House bill No. 162, entitled

A bill to amend sections 13, 7, 11, 23, 68 and 70 of an act, entitled "An act to revise the charter of the village of Wenona," approved March 20, 1869, as amended by act No. 264 of the session laws of 1871, approved April 13, 1871, as amended by act No. 159 of the session laws of 1875, approved May 3, 1875.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Dowling, previous notice having been given, and leave being granted, introduced

House bill No. 163, entitled

A bill to amend section 6224 of chapter 125 of the compiled laws of 1875, relative to the action of ejectment.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Yeomans, previous notice having been given, and leave being granted, introduced

House bill No. 164, entitled

A bill to amend chapter 49 of the compiled laws of 1871, entitled "The sup-

port of poor persons by their relatives," by adding seven sections thereto, to stand as section 16.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced,

House bill No. 165, entitled

A bill for the establishment of an eclectic medical department of the University of Michigan.

The bill was read a first and second time by its title, and referred to the committee on University.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 166, entitled

A bill to amend section 4, of chapter 163 of the compiled laws of 1871, being compiler's section 4548, relative to publication of notices of sales by executors.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hankerd, previous notice having been given, and leave being granted, introduced

House bill No. 167, entitled,

A bill to amend section two of chapter 41, being section 1632 of the compiled laws of 1871, relative to witnesses.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 168, entitled

A bill to amend section 10, chapter 167, being section 4706 of the compiled laws of 1871, relative to the filing of chattel mortgages.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill 169, entitled

A bill to repeal section 101, of chapter 188 of the compiled laws of 1871, being compiler's section 5968, as amended by act 155 of the session laws of 1875, relative to evidence.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Stevens, previous notice having been given, and leave being granted, introduced

House bill No. 170, entitled

A bill to amend sections 2 and 23 of act No. 215, laws of 1873, entitled, "An act to incorporate the village of 'Howard City,'" approved March 14, 1873.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Stevens, previous notice having been given, and leave being granted, introduced

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill for the incorporation of associations for yachting, hunting, boating, fishing, rowing, and other lawful sporting purposes.

Mr. Turck gave notice that on some future day he would ask leave to introduce

A bill to amend Sec. 4 of chapter 7 of compiled laws of 1871, being compiler's section 233, entitled "An act to establish the fiscal year for the Treasury of this State, and to fix the time for the annual reports of the state officers, and to provide for the printing and distribution thereof,"

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Mr. Stone, unanimous consent being given, introduced

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A bill to legalize the tax roll of the township of Grant in the county of Iosco for the year 1876.

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House bill No. 162, entitled

A bill to amend sections 13, 7, 11, 23, 68 and 70 of an act, entitled "An act to revise the charter of the village of Wenona," approved March 20, 1869, as amended by act No. 264 of the session laws of 1871, approved April 13, 1871, as amended by act No. 159 of the session laws of 1875, approved May 3, 1875.

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A bill to amend section 6224 of chapter 125 of the compiled laws of 1875, relative to the action of ejectment.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

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House bill No. 164, entitled

A bill to amend chapter 49 of the compiled laws of 1871, entitled "The sup-

port of poor persons by their relatives," by adding seven sections thereto, to stand as section 16.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

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A bill for the establishment of an eclectic medical department of the University of Michigan.

The bill was read a first and second time by its title, and referred to the committee on University.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 166, entitled

A bill to amend section 4, of chapter 163 of the compiled laws of 1871, being compiler's section 4548, relative to publication of notices of sales by executors.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hankerd, previous notice having been given, and leave being granted, introduced

House bill No. 167, entitled,

A bill to amend section two of chapter 41, being section 1632 of the compiled laws of 1871, relative to witnesses.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 168, entitled

A bill to amend section 10, chapter 167, being section 4706 of the compiled laws of 1871, relative to the filing of chattel mortgages.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill 169, entitled

A bill to repeal section 101, of chapter 188 of the compiled laws of 1871, being compiler's section 5968, as amended by act 155 of the session laws of 1875, relative to evidence.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Stevens, previous notice having been given, and leave being granted, introduced

House bill No. 170, entitled

A bill to amend sections 2 and 23 of act No. 215, laws of 1873, entitled, "An act to incorporate the village of 'Howard City,'" approved March 14, 1873.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Stevens, previous notice having been given, and leave being granted, introduced

House bill No. 171, entitled

A bill to incorporate the village of Sheridan, Montcalm county.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Turck, unanimous consent being given, introduced

House joint resolution No. 15, entitled

Joint resolution requesting the State Treasurer to pay certain moneys due the several counties.

The joint resolution was read a first and second time by its title, and referred to the committee on ways and means.

### THIRD READING OF BILLS.

House joint resolution No. 3 (printed order No. 1), entitled

Joint resolution amending joint resolution No. 37, of session laws of 1875, authorizing the board of State Auditors to audit and pay the claims of the non-commissioned officers and musicians of the 5th, 6th and 7th regiments of Michigan volunteer infantry, for services rendered in the month of August, 1861,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Ludlow,	Mr. Smith,
Allen,	Gibbs,	McGinnis,	Stafford,
Allman,	Gies,	Markham,	Stanchfield,
F. A. Baker,	Hall,	Martin,	Stephenson,
N. Baker,	Hamilton,	Miller,	Stevens,
Baldwin,	Hankerd,	Moore,	Stinchcomb,
Billings,	Hawley,	Morrison,	Stone,
Brown,	Hayes,	Mosher,	Thompson,
Canfield,	Hill,	Nixon,	Turck,
Chase,	Hopkins,	Norris,	J. M. Turner,
Clark,	Howland,	North,	S. W. Turner,
Conely,	Ireland,	Norton,	Twadell,
Coon,	Jewell,	Parsons,	Valade,
Crandell,	S. Johnson,	Phelps,	Walkinshaw,
Curtiss,	W. W. Johnson,	Reed,	Willett,
Davis,	Jones,	Robbins,	Winchell,
Dillmann,	Keeler,	Rork,	White,
Eaton,	Kelley,	Ross,	Wood,
Edwards,	Knight,	A. J. Sawyer,	Woodworth,
Elliott,	Laubach,	Sharts,	Yeomans,
Farr,	Lee,	Shetterly,	Speaker,
Ferguson,	Little,		

86

#### NAYS.

0

Title and preamble agreed to.

House joint resolution No. 5 (printed No. 3), entitled

A joint resolution asking Congress for an appropriation to construct a light-house on the point of Little Traverse harbor, in the county of Emmet, Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. McArthur,	Mr. Stafford,
Allen,	Gibbs,	McGinnis,	Stanchfield,
Allman,	Gies,	Markham,	Stephenson,
F. A. Baker,	Hall,	Martin,	Stevens,
N. Baker,	Hamilton,	Moore,	Stinchcomb,
Baldwin,	Hankerd,	Morrison,	Stone,
Brown,	Harrington,	Mosher,	Thomson,
Canfield,	Hawley,	Nixon,	Turck,
Chase,	Hill,	Norris,	J. M. Turner,
Cheney,	Hopkins,	Norton,	S. W. Turner,
Clark,	Howland,	Parsons,	Twadell,
Conely,	Ireland,	Phelps,	Valade,
Coon,	Jewell,	Reed,	Walkinshaw,
Crandell,	S. Johnson,	Robbins,	Welker,
Curtiss,	W. W. Johnson,	Rork,	Willetts,
Davis,	Jones,	Ross,	Winchell,
Dillmann,	Keeler,	A. J. Sawyer,	White,
Eaton,	Kelley,	J. C. Sawyer,	Wood,
Edwards,	Knight,	Sharts,	Woodworth,
Elliott,	Laubach,	Shetterly,	Yeomans,
Farr,	Lee,	Smith,	Speaker,
Ferguson,	Ludlow,		

86.

## NAYS.

0

Title and preamble agreed to.

House joint resolution No. 8 (printed No. 2), entitled

Joint resolution relative to fisheries in waters within the jurisdiction in part of different States and the British provinces,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Ludlow,	Mr. Smith,
Allen,	Gibbs,	McArthur,	Stafford,
Allman,	Gies,	McGinnis,	Stanchfield,
F. A. Baker,	Hall,	Markham,	Stephenson,
N. Baker,	Hamilton,	Martin,	Stevens,
Baldwin,	Hankerd,	Mills,	Stinchcomb,
Billings,	Hawley,	Moore,	Stone,
Brown,	Hayes,	Morrison,	Thomson,
Canfield,	Hill,	Mosher,	Turck,
Chase,	Hopkins,	Nixon,	J. M. Turner,
Cheney,	Howland,	Norris,	S. W. Turner,
Clark,	Hoyt,	North,	Twadell,
Conely,	Ireland,	Norton,	Valade,
Coon,	Jewell,	Parsons,	Walkinshaw,
Crandell,	S. Johnson,	Phelps,	Welker,
Curtiss,	W. W. Johnson,	Reed,	Willetts,
Davis,	Jones,	Robbins,	Winchell,
Dillmann,	Keeler,	Rork,	White,
Eaton,	Kelley,	Ross,	Wood,

Mr. Edwards, Elliott, Farr, Ferguson,	Mr. Knight, Laubach, Lee, Little,	Mr. A. J. Sawyer, J. C. Sawyer, Sharts, Shetterly,	Mr. Woodworth, Yeomans, Speaker,	91
NAYS.				0

Title and preamble agreed to.

Senate bill No. 23, entitled

A bill to provide for the purchase of books for the State library,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott, Baldwin, Billings, Brown, Canfield, Chase, Cheney, Clark, Conely, Coon, Crandell, Curtiss, Davis, Dillman, Eaton, Edwards, Elliott, Farr, Ferguson, Fletcher,	Mr. Gibbs, Gies, Hall, Hamilton, Hankerd, Harrington, Hawley, Hayes, Hill, Howland, Ireland, S. Johnson, W. W. Johnson, Jones, Keeler, Kelley, Knight, Lee, Little, Ludlow,	Mr. McArthur, McGinnis, Markham, Martin, Mills, Moore, Mosher, Nixon, Norris, North, Norton, Parsons, Phelps, Reed, Robbins, Rork, Ross, A. J. Sawyer, J. C. Sawyer, Sharts,	Mr. Shetterly, Smith, Stafford, Stanchfield, Stephenson, Stevens, Stinchcomb, Stone, Thomson, J. M. Turner, Valade, Walkinshaw, Willett, Winchell, White, Wood, Woodworth, Yeomans, Speaker,	79
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#### NAYS.

Mr. Turck,	Mr. S. W. Turner, Mr. Welker,	3
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Title agreed to.

Senate bill No. 11, entitled

A bill to amend section 45 of chapter 150, being section 4247 of the compiled laws of 1871, relative to alienation by deed and the proof and recording of conveyances and the canceling of mortgages;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. McGinnis moved to amend the House amendment to the end of section 45, by striking out the word "may" before the words "be recorded," and inserting in lieu thereof the word "shall;"

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

Mr. Robbins moved to amend the bill by striking out all after the word "deceased" in line 7 up to the word "he" in line 8, of section 45, and inserting in lieu thereof the words: "and that the names and residence of the legal representatives, if any there are, of the mortgagee or assignee, are unknown to the petitioner;"



Which motion prevailed, two-thirds of all the members elect voting therefor.

Mr. F. A. Baker moved to amend the bill by inserting in line 7 after the word "deceased," the words "and that at least three months have elapsed since the death of the deceased ;"

Which motion prevailed, two-thirds of all the members elect voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Ludlow,	Mr. Stafford,
Allen,	Gies,	McArthur,	Stanchfield,
Allman,	Hall,	McGinnis,	Stephenson,
F. A. Baker,	Hamilton,	Martin,	Stevens,
N. Baker,	Hankerd,	Mills,	Stinchcomb,
Baldwin,	Harrington,	Moore,	Stone,
Billings,	Hawley,	Morrison,	Thomson,
Brown,	Hayes,	Mosher,	Turck,
Canfield,	Hill,	Nixon,	J. M. Turner,
Chase,	Hopkins,	Norris,	S. W. Turner,
Clark,	Howland,	Norton,	Twadell,
Conely,	Hoyt,	Parsons,	Valade,
Coon,	Ireland,	Phelps,	Walkinshaw,
Curtiss,	Jewell,	Reed,	Welker,
Davis,	W. W. Johnson,	Robbins,	Willetts,
Dillmann,	Jones,	Rork,	Winchell,
Eaton,	Keeler,	Ross,	White,
Edwards,	Kelley,	A. J. Sawyer,	Wood,
Elliott,	Knight,	J. C. Sawyer,	Woodworth,
Farr,	Laubach,	Sharts,	Yeomans,
Ferguson,	Lee,	Shetterly,	Speaker,
Fletcher,	Little,	Smith,	87

## NAYS.

0

Title agreed to.

House bill No. 42 (G. O. No. 32), entitled

A bill to amend section 8 of chapter 206, compiler's number 6567, of the compiled laws of 1871, relating to the surrender of corporate rights,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Laubach,	Mr. Ross,
Allman,	Gibbs,	Lee,	A. J. Sawyer,
F. A. Baker,	Hamilton,	Little,	Sharts,
N. Baker,	Harrington,	Ludlow,	Shetterly,
Baldwin,	Hawley,	McArthur,	Stevens,
Billings,	Hayes,	McGinnis,	Stinchcomb,
Brown,	Hill,	Markham,	Stone,
Canfield,	Hopkins,	Martin,	Thomson,
Chase,	Howland,	Moore,	Turck,
Cheney,	Hoyt,	Morrison,	S. W. Turner,
Clark,	Ireland,	Mosher,	Twadell,
Conely,	Jewell,	Nixon,	Valade,

Mr. Crandell, Dillmann, Eaton, Edwards, Elliott, Ferguson,	Mr. S. Johnson, W.W. Johnson, Jones, Keeler, Knight,	Mr. Norton, Parsons, Phelps, Reed, Rork,	Mr. Walkinshaw, Willett, White, Woodworth, Yeomans,
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69

## NAYS.

Mr. Allen, Davis, Farr, Gies, Hankerd,	Mr. Kelley, Mills, Norris, Robbins, J. C. Sawyer,	Mr. Stafford, Stanchfield, Stephenson, J. M. Turner,	Mr. Welker, Winchell, Wood, Speaker,
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18

Title agreed to.

Mr. A. J. Sawyer gave notice that within the time prescribed he would move to reconsider the vote by which the House passed the last named bill.

Senate bill No. 16, entitled

A bill to amend sections 144 and 145 of chapter 176, being sections 180 and 181 of the compiled laws of 1871, relative to the courts of chancery,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows ;

## YEAS.

Mr. Abbott, Allman, F. A. Baker, N. Baker, Baldwin, Brown, Canfield, Chase, Cheney, Clark, Conely, Coon, Crandell, Curtiss, Davis, Dillmann, Dowling, Eaton, Edwards, Farr,	Mr. Ferguson, Fletcher, Gibbs, Gies, Hall, Hamilton, Hankerd, Harrington, Hawley, Hopkins, Howland, Hoyt, Ireland, Jewell, S. Johnson, Jones, Keeler, Knight, Laubach, Lee,	Mr. Little, Ludlow, McArthur, McGinnis, Markham, Martin, Mills, Moore, Morrison, Mosher, Nixon, Norris, Norton, Parsons, Phelps, Reed, Robbins, Rork, Sharts, Shetterly,	Mr. Stafford, Stanchfield, Stephenson, Stevens, Stinchcomb, Stone, Thomson, J. M. Turner, S. W. Turner, Twadell, Valade, Walkinshaw, Welker, Willett, White, Wood, Woodworth, Yeomans, Speaker,
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79

## NAYS.

Mr. A. J. Sawyer, Mr. Winchell,

2

Title agreed to.

House bill No. 35 (G. O. No. 3), entitled,

A bill to provide for the incorporation of lodges of Knights of Pythias,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. Laubach,	Mr. A. J. Sawyer,
Allen,	Fletcher,	Lee,	J. C. Sawyer,
Allman,	Gibbs,	Little,	Shetterly,
F. A. Baker,	Hall,	Ludlow,	Stafford,
N. Baker,	Hamilton,	McArthur,	Stanchfield,
Baldwin,	Harrington,	Martin,	Stephenson,
Brown,	Hawley,	Miller,	Stevens,
Chase,	Hayes,	Moore,	Stone,
Cheney,	Hill,	Morrison,	Thomson,
Clark,	Hopkins,	Mosher,	S. W. Turner,
Conely,	Howland,	Nixon,	Twadell,
Coon,	Hoyt,	North,	Willett,
Crandell,	Ireland,	Norton,	Winchell,
Dillmann,	S. Johnson,	Parsons,	Wood,
Dowling,	Jones,	Phelps,	Woodworth,
Eaton,	Keeler,	Reed,	Yeomans,
Edwards,	Kelley,	Robbins,	Speaker,
Elliott,	Knight,		70

## NAYS.

Mr. Jewell,	Mr. Rork,	Mr. Valade,	Mr. Welker,
W.W. Johnson,	Stinchcomb,	Walkinshaw,	7

Title agreed to.

On motion of Mr. Little,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 89 (G. O. No. 34), entitled

A bill to amend section 1 of chapter 169 of the compiled laws of 1871, being compiler's section No. 4719, relative to marriage and the solemnization thereof;

Pending the reading of the bill,

Mr. A. J. Sawyer moved that the House take a recess until 2 o'clock P. M. ;

Which motion did not prevail.

Mr. Hamilton moved that the further consideration of the bill be indefinitely postponed.

Mr. Welker demanded the yeas and nays.

The demand was seconded, and the motion to postpone indefinitely did not prevail, by yeas and nays, as follows :

## YEAS.

Mr. Allen,	Mr. Howland,	Mr. Martin,	Mr. Stafford,
Allman,	Hoyt,	Morrison,	Stone,
Crandell,	Jewell,	North,	Valade,
Edwards,	Lee,	Read,	Winchell,
Ferguson,	McArthur,	Robbins,	Woodworth,
Hall,	Markham,	A. J. Sawyer,	Yeomans,
Hamilton,			25

## NAYS.

Mr. Abbott,	Mr. Farr,	Mr. Laubach,	Mr. Shetterly,
F. A. Baker,	Fletcher,	Little,	Stanchfield,
N. Baker,	Gibbs,	Ludlow,	Stephenson,
Baldwin,	Hankerd,	Miller,	Stevens,

Mr. Billings,	Mr. Harrington,	Mr. Mills,	Mr. Stinchcomb,
Brown,	Hawley,	Moore,	Thomson,
Chase,	Hayes,	Mosher,	Turck,
Cheney,	Hill,	Nixon,	J. M. Turner.
Clark,	Hopkins,	Norris,	S. W. Turner.
Conely,	Ireland,	Norton,	Twadell,
Curtiss,	S. Johnson,	Parsons,	Walkinshaw.
Davis,	W.W. Johnson,	Phelps,	Welker,
Dillmann,	Jones,	Rork,	Willett,
Dowling,	Keeler,	J. C. Sawyer,	Wood,
Eaton,	Kelley,	Sharts,	Speaker,
Elliott,	Knight,		

62

Pending the announcement of the vote,

Mr. Cheney moved that Mr. Billings be excused from voting;

Which motion did not prevail.

Mr. Billings then voted as recorded above.

Mr. Brown moved that Mr. Smith be excused from voting;

Which motion did not prevail.

Mr. Smith then voted as recorded above.

Mr. Phelps moved that Mr. Kelley be excused from voting;

Which motion did not prevail.

Mr. Kelley then voted as recorded above.

Mr. A. J. Sawyer moved to strike out of the bill the amendments made thereto by the committee of the whole, by adding to the end of section 1 the words: "Nothing in this act shall be construed to prevent persons from contracting marriage at an earlier age, who have obtained the consent of their parents or guardians;"

Pending which

Mr. Hamilton moved that the further consideration of this bill be made the special order for Tuesday, February 20, at 2 P. M. ;

Mr. Hopkins demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The main question was ordered.

The motion to make the further consideration of the bill the special order for Tuesday, February 20, at 2 P. M., then prevailed.

On motion of Mr. Allen,

The House took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the regular order of business.

#### MOTIONS AND RESOLUTIONS.

Mr. A. J. Sawyer offered the following:

*Resolved*, That the use of this hall be given to Prof. Andrew Ten Brook, for

a lecture, on "The Teaching Power of a Library," on Wednesday evening, Feb. 14th.

Which was adopted.

#### UNFINISHED BUSINESS.

The question being on the adoption of the following:

*Resolved* (the Senate concurring,) That the thanks of the Senate and House of Representatives are hereby tendered to J. E. Sherman, Esq., draughtsman of the State Land Office, for the drafting of a map of the Congressional, Senatorial, Representative, and judicial districts of this State, and placing the same in the Capitol building for the use and benefit of the members of this Legislature, as we find the same of much use and benefit as a matter or means of reference.

The same was adopted.

#### GENERAL ORDER.

On motion of Mr. Allen,

The House went into committee of the whole on the general order,

Mr. A. J. Sawyer in the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. Senate bill No. 22, entitled

A bill to amend section 2, of act No. 15, of the session laws of 1875, approved February 25, 1875, entitled "An act for the protection of inn and hotel keepers;"

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bills:

2. House bill No. 86 (G. O. No. 36), entitled

A bill to amend sections 153, 155, and 156, of act 169, session laws of 1869, entitled "An act to provide for the uniform assessment of property, and for the collection and return of taxes thereon, being compiler's sections Nos. 1119, 1121, and 1122, compiled laws of 1871;

3. Senate bill No. 12, entitled

A bill to define the powers and duties of officers authorized to sell real estate in pursuance of decrees of courts of equity, and to prescribe the notice to be given in such cases;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

A. J. SAWYER, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the amendments made by the committee of the whole to the first-named bill,

On motion of Mr. Mosher,

The House concurred.

The bill was then placed on the order of third reading of bills.

The second and third named bills were then placed on the order of third reading of bills.

Mr. Yeomans, unanimous consent being given, introduced  
House bill No. 172, entitled

A bill to amend sections 3 and 14, of act No. 82 of the session laws of 1873, approved April 15, 1873, entitled "An act to provide for the incorporation of mutual insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871."

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Harrington, by unanimous consent, moved that  
House bill No. 23 (G. O. No. 33), entitled

A bill to provide for the incorporation of societies for the receiving, loaning, and investing of money,

Be made the special order for Wednesday, February 14, at 2 o'clock P. M.;  
Which motion prevailed.

Mr. Abbott asked and obtained leave of absence for himself until the 13th.

Mr. W. W. Johnson asked and obtained leave of absence for Mr. Cheney until the 13th.

On motion of Mr. Conely,  
The House adjourned.

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*Lansing, Saturday, February 10, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Franklin.

Roll called: quorum present.

Absent without leave—Messrs. Chase, Crandell, Moore, Ross, and S. W. Turner.

Mr. Elliott asked and obtained leave of absence for Mr. Ross until the 12th.

Mr. Mills asked and obtained leave of absence for the committee on the University indefinitely after this P. M.

Mr. Stone asked and obtained leave of absence for Mr. Chase indefinitely, on account of sickness in his family.<sup>1</sup>

Mr. Morrison asked and obtained leave of absence for Mr. Crandell until the 13th.

Mr. Howland asked and obtained leave of absence for the committee on fisheries after to-day until the 16th.

Mr. Stanchfield asked and obtained leave of absence for Mr. Palmer indefinitely, on account of sickness.

Mr. Harrington asked and obtained leave of absence for Mr. Moore and himself until the 13th.

Mr. McGinnis asked and obtained leave of absence for Mr. Coon and himself until the 13th.

Mr. Conely asked and obtained leave of absence for himself until the 13th.

Mr. Reed asked and obtained leave of absence for Mr. Sharts until the 13th.

Mr. F. A. Baker asked and obtained leave of absence for himself until the 13th.

Mr. Baldwin asked and obtained leave of absence for himself and Mr. Prindle until the 13th.

Mr. Elliott asked and obtained leave of absence for himself after to-day until the 13th.

Mr. Dillmann asked and obtained leave of absence for himself until the 13th.

Mr. Norton asked and obtained leave of absence for himself until the 13th.

#### PRESENTATION OF PETITIONS.

No. 200. By Mr. McArthur: Remonstrance of Messrs. Turner & Humphrey, Bullen & Nelson, John F. McDonald and 46 other residents and tax-payers of the township of Inverness, Cheboygan county, against detaching from said township any portion of the territory thereof;

Referred to the committee on towns and counties.

No. 201. By Mr. Conely: Remonstrance of Wm. McPherson and 95 others against incorporating the city of Howell;

Referred to the committee on municipal corporations.

No. 202. By Mr. Allen: Petition of Herain Seaver, R. Harrison, E. C. Peck and 15 others, in reference to a final decision of civil cases in justices' courts.

On demand of Mr. Allen,

The petition was read at length.

The petition was referred to the committee on judiciary.

No. 203. By Mr. Elliott: Petition of Dwight Pebles, J. E. Draper, Geo. O. Bullard and 39 others, in regard to hunting with dogs;

Referred to the committee on State affairs.

No. 204. By Mr. Elliott: Petition of Dwight Pebles, J. E. Draper, Geo. O. Bullard and 40 others, relative to the time for hunting deer;

Referred to the committee on State affairs.

No. 205. By Mr. Stinchcomb: Petition of C. A. Hough, W. H. Lee, A. W. Miller and 50 others, relative to a law prohibiting the hounding of deer with dogs and to extend the time of hunting until the first of January;

Referred to the committee on State affairs.

No. 206. By Mr. Mills: Petition of J. D. Sutton and others relative to township drain law;

Referred to the committee on drainage.

No. 207. By Mr. J. C. Sawyer: Remonstrance of T. S. Barker, John F. Welch, E. G. Day, J. Allen, and one hundred and twenty-five others, citizens of Lenawee county, against diverting the proceeds of the present liquor tax from its present purpose;

Referred to the committee on the liquor traffic.

No. 208. By Mr. Kelley: Petition of Sidney Case and 68 others, asking for the prohibition of depositing in any rivers, bays, or lakes of this State, sawdust edgings, slabs, shavings, or other mill or factory *debris*;

Referred to the committee on fisheries.



No. 209. By Mr. Twadell: Petition of John White, O. M. Bowen, M. M. Brown, and 69 others, to amend the laws in relation to juries, so that a two-thirds majority shall decide all suits, civil or criminal;

Referred to the committee on judiciary.

No. 210. By M. Twadell: Petition of John White, John H. Jones, G. B. Knight, and 86 others, to amend our laws in relation to common schools and the length of school months;

Referred to the committee on education.

No. 211. By Mr. Stevens: Petition of attorneys, county officers and ex-county officers of Montcalm county for an amendment to the constitution as to the salary of circuit judges;

Referred to the committee on the judiciary.

No. 212. By Mr. Stevens: Petition of A. C. Fisher, E. J. Blanding, S. W. La Du, and 83 others, citizens of Montcalm county, asking for the passage of a law securing to the people of this State a uniformity of text books in the public schools;

Referred to the committee on education.

No. 213. By Mr. Eaton: Petition of Hon. D. W. Wiley, D. M. McLean, M. D., David Porter, and 40 others, relative to State support of medical schools;

Referred to the committee on the University.

No. 214. By Mr. Gies: Petition of John Ryan, praying a change or an amendment to the township drain law;

Referred to the committee on drainage.

No. 215. By Mr. Stafford: Memorial of the Peninsular Iron Co., and others, for a law detaching sections 34 and 35, and fractional section 36 from the city of Marquette;

Referred to the committee on municipal corporations.

No. 216. By Mr. A. J. Sawyer: Petition of Wm. Tobey relative to a mortgage upon certain property in the city of Ann Arbor;

Referred to the committee on state affairs.

No. 217. By the Speaker: Preamble and resolutions adopted by the Michigan State Grange.

By request of the Speaker,

The resolutions were read at length and spread at large on the journal, as follows:

*To the Worthy Master and Members of the Michigan State Grange:*

*Whereas*, The present system of assessing bonds and notes secured by mortgage upon real estate imposes upon a large number of our citizens gross injustice, under which the public mind is, and we believe will continue to be, restive, until some remedy is provided for removing or abating the wrong. For the purpose of giving expression to the views of this State Grange, be it, therefore,

*Resolved*, That we do most earnestly urge upon the Legislature of this State an amendment to the tax law providing that such bonds or notes shall not be assessed directly to the owner or holder thereof, but the owner of such mortgaged real estate shall be authorized to apply that portion of the tax upon said real estate as the mortgage covers the value thereof, as a payment upon the mortgage for either principal or interest;

*Resolved*, That a copy of this resolution be furnished by the Secretary of the State Grange to the President of the Senate and the Speaker of the House of

Representatives, to be by them presented to the respective houses over which they preside.

Dated Lansing, December 14, 1876.

I hereby certify that the within preamble and resolutions were adopted by the  
Michigan State Grange, at its session in the city of Lansing, in  
[ L. s. ] December, 1876.

J. T. COBB,

*Sec'y Michigan State Grange.*

The preamble and resolutions were referred to the committee on ways and means.

No. 218. By Mr. Mills: Petition of C. W. Burnham and 46 others, relative to superintendency of schools;

Referred to the committee on education.

#### REPORTS OF STANDING COMMITTEES.

By the committee on insurance:

The committee on insurance, to whom was referred

House bill No. 143, entitled

A bill to amend sections 1 and 2 of an act entitled "An act regulating the responsibility of the agents of insurance companies doing business in this State," approved April 12, 1871, being compiler's sections (7629) and (7630), chapter 245, compiled laws 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on insurance:

The committee on insurance, to whom was referred

House bill No. 144, entitled

A bill to allow accident insurance companies to do business in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House Bill No. 4, entitled,

A bill to amend section 1 of an act entitled "An act to provide for the protection and preservation of fish in certain lakes in the counties of Cass and Berrien," approved April 15, 1871,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment,

and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. HOWLAND, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on supplies and expenditures:

The committee on supplies and expenditures report the account on following bill:

For labor done under direction of the Sergeant-at-Arms of the House,

6½ days' work, @ \$2.00 per day ----- \$13 00

[Signed]

F. C. CARR.

They have had the same under consideration, and have directed me to report the same back to the House, and ask to be discharged from the further consideration of the subject.

JAMES LEE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Lee,

The report was adopted.

By the committee on supplies and expenditures:

The committee on supplies and expenditures, to whom was referred the following resolution:

*Resolved*, That the committee on supplies and expenditures be instructed to ascertain and report to this House whether the stationery used by the clerks and committees of this House is furnished on a contract with the State or otherwise,

Respectfully report that they have had the same under consideration, and find that Richmond, Backus & Co. have contracted with the State to furnish the State and Legislature with stationery, and that the extra prices they charge for stationery does not more than pay them for the expense in keeping a clerk to deliver the same in small quantities to the committees and clerks of the two Houses, and ask to be discharged from the further consideration of the subject.

JAMES LEE, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

By the joint committees on State House of Correction and ways and means:

The joint committees on State House of correction and ways and means, to whom was referred

House bill No. 149, entitled

A bill to provide for the completion and furnishing of the House of Correction at Ionia, and to make an appropriation therefor;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the estimates appended to this report, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

By act No. 96, session laws of 1875, providing for location, establishment and organization of a State House of Correction, \$150,000 was appropriated for the purpose of the erection and construction of a State House of Correction according to the plans, specifications and estimates of the Commissioners. By section 3 of said act, the entire cost of said House of Correction shall not, when completed, exceed the sum of two hundred and seventy thousand dollars.

By the terms of the contracts heretofore made, amount to the sum of.....	\$166,320 29
Appropriation by act 96, 1875.....	\$150,000 00
Unexpended balance of appropriation made to defray expenses of Commission.....	1,466 91
	<hr/>
	\$151,466 91
Leaving a deficiency when present contracts are all completed of...	<hr/>
	\$14,853 38

Annexed is a detailed statement of items for which an appropriation is asked :

The joint committees on the State House of Correction and ways and means would respectfully recommend the appropriation of the sum of \$153,000.00 for the completion of the State House of Correction, and the following is an estimate of the different items necessary, viz. :

Deficiency, as above.....	\$15,000 00
For building two wings of cells.....	48,000 00
“ “ Warden’s residence.....	8,000 00
“ “ work shops.....	18,000 00
“ building barn and stables.....	1,500 00
“ “ enclosure walls to prison.....	27,000 00
“ seating chapel and dining rooms.....	1,500 00
“ furnishing officer’s department.....	4,000 00
“ water supply.....	7,000 00
“ gas “.....	6,000 00
“ engine and setting.....	1,000 00
“ ice house, ash house, and soap house.....	1,000 00
“ furnishing Warden’s residence.....	2,000 00
“ fencing grounds.....	1,000 00
“ furnishing hospitals and dining rooms.....	1,000 00
“ “ 312 cells, @ \$9.00 each.....	2,808 00
“ pig pen.....	200 00
“ horses, cows and pigs.....	1,000 00
“ wagons and carts.....	500 00
“ tools.....	800 00
“ hose-cart and hose.....	850 00
“ additional steam heating and plumbing.....	3,000 00
“ books for library.....	600 00
“ additional wood-work, shelving, etc.....	1,000 00
	<hr/>
	\$152,758 00

WILLIAM ALLMAN, *Chairman of*  
*Joint Committees State House of Correction and Ways and Means.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

House joint resolution No. 6, entitled

A joint resolution proposing an amendment to section 20, Article VI., and

section 1, Article XI., of the constitution of this State, relative to the election of circuit judges and township officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the joint resolution be printed and placed upon the general order, and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 28, entitled

A bill to amend section 4257 of the compiled laws of 1871, and act No. 46 of the session laws of 1875, approved March 20, 1875, to provide for recording patents of lands and for other purposes;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 126, entitled

A bill to amend section 10 of chapter 239, being compiler's section 7442 of the compiled laws of 1871, relative to fees of certain officers in civil cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 78, entitled

A bill to amend section 43, chapter 178, being section 5291 of the compiled laws of 1871, relative to "Courts held by justices of the peace,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 166, entitled

A bill to amend section 4 of chapter 163 of the compiled laws of 1871, being compiler's section 4548, relative to publication of notices of sale by executors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 167, entitled

A bill to amend section 2, of chapter 41, being section 1632, of the compiled laws of 1871, relative to interest,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 168, entitled

A bill to amend section 10, chapter 167, being section 4706 of the compiled laws of 1871, relative to the filing of chattel mortgages,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred



Senate bill No. 31, entitled

A bill to amend section 5 of chapter 202 of the compiled laws of 1871, being compiler's section 6443, entitled "Proceedings against garnishees,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 156, entitled

A bill to amend sections 2 and 9 of act 331 of the session laws of 1869, entitled "An act to incorporate the village of Lawrence, in the county of Van Buren,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 128, entitled

A bill to incorporate the village of Bangor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the majority of the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 160, entitled

A bill to amend section 1 of chapter 71, being section 2163 of the compiled laws of 1871, relative to "county and town agricultural societies,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment,



and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was recommitted

House bill No. 37, entitled

A bill to prohibit the sale of goods and merchandise in sealed packages,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 39, entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, and 12 of chapter 67, being sections 2116, 2117, 2118, 2119, 2120, 2121, and 2127 of the compiled laws of 1871, relating to the destruction of wolves and other noxious animals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Billings,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committees on railroads and public lands of both Houses, acting jointly:

The joint committees on railroads and public lands of both Houses, having under consideration that portion of ex-Governor Bagley's message referring to the land granted by the State to the Menominee River Railroad Company to aid in the construction of portions of such railroad (see ex-Gov. Bagley's message, p. 23), instructed me to report that they have had the subject before them, and find that by act number 227 of the session laws of 1875, there was granted lands to the extent of seven (7) sections of the swamp lands belonging to the State, per mile of said railroad, to be so constructed, to be selected from the vacant and unreserved State swamp lands belonging to the State, in the counties of Menominee and Delta, for the construction of that portion of said railroad from Escanaba, Delta county, to the north line of Menominee county. That under said grant a company was organized, accepting the provisions of the grant, as required by said act; and that their articles of association were filed with the Secretary of State, February 16, 1875, and their acceptance of the provisions

of the said act of 1875, was filed May 12, 1875. They have actually surveyed and adopted their line of railroad in part on the route indicated, but owing to the failure of said company to construct ten (10) miles of said road within the time specified in said act, the grant has reverted to the people of the State of Michigan. It appears that said road presents many difficulties of construction, with heavy cuts and fills, a part being through swamps in which work is impracticable except in the winter season on account of its inaccessibility, and with no cultivation along the line, it presents obstacles which are seldom met with in building railroads.

The said company, your committee are credibly informed, have made every effort to comply with the provisions of the act of 1875, but have been unsuccessful from causes seemingly beyond the control of said company, the depression of the money market and many unforeseen obstacles arising, rendering the completion of the number of miles required to be completed, impracticable within the time specified in the act.

Your committee have good reason to believe that notwithstanding these obstacles the said company have continued its efforts in good faith to construct their road, and have at the present time about five miles of track laid, and a large force of men at work in grading and other preparatory work on about seventeen miles of the line. Your committee are satisfied of the *bona fide* intention and purpose of said present company to complete the road without further interruption and with as little delay as possible. Your committee are also satisfied that the interests of the State will be promoted by extending the time for the completion of the road. Such a road would open to civilization and develop the resources of a portion of the State hitherto unproductive. That act number 227 of the session laws of 1875, under which said grant was made, is not satisfactory to your committee, as in their opinion it does not express with sufficient certainty what kind of a road the company are required to build. It has been stated that it is the purpose of said company to build a first-class standard railroad. If such be their intention your committee would respectfully recommend that the benefits and provisions embodied in the act of 1875, making the grant to said company, be renewed and extended for a term of two years; requiring, however, that the said company shall construct the first twenty miles of road before the 1st day of January, A. D. 1878 (instead of ten miles, as in the original act provided), and that proper restrictions and safeguards be thrown around the grant, so as to protect the interest of and on the completion to insure a permanent benefit to the State by the construction of said road.

Your committee ask to be discharged from further consideration of that portion of said message.

H. H. HOYT,

*Chairman of the Joint Committees of the House.*

Report accepted and committee discharged.

The report was laid on the table.

By the committee on local taxation:

The committee on local taxation, to whom was referred

House bill No. 161, entitled

A bill to legalize the tax roll of the township of Grant, in the county of Iosco, for the year 1876,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and

recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. S. TURCK, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### REPORTS OF SELECT COMMITTEES.

By the select committee on liquor traffic:

The select committee on liquor traffic, to whom was referred

House bill No. 87, entitled

A bill to amend sections 1, 3, and 5, of act No. 231 of the session laws of 1875, entitled "An act to prevent the sale or delivery of intoxicating liquors, wine, and beer to minors, and to drunken persons, and to habitual drunkards, to provide a remedy against persons selling liquor to husbands or children in certain cases," and to add two new sections thereto, to stand as sections six and seven,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Robbins,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, February 9, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to re-return the following bill:

House bill No. 27, entitled

A bill to regulate the sale of seats in theatres, concert or lecture halls, and other places of public entertainment;

Which the Senate amended, as follows:

1st. By inserting after the word "one," in line 5 of section 1, the word "half;"

2d. By inserting after the word "marked," in line 3 of section 2, the word "or;"

3d. By striking out after the word "designated," in line 3 of section 2, the word "or," and inserting "as" in lieu thereof.

In which amendments the House refused to concur.

And to inform the House that the Senate has receded from said amendments.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

## NOTICES.

Mr. Knight gave notice that on some future day he would ask leave to introduce

A bill for the laying out and establishing a State road running west from Standish on the section line to the Tittabawassee River, and from the same place to Saginaw Bay, and an appropriation of State swamp lands for the construction of the same.

Mr. Farr gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of chapter 45 of the compiled laws of 1871, relative to foreign insurance companies.

Mr. McArthur gave notice that on some future day he would ask leave to introduce

A bill to detach the county of Cheboygan from the eleventh (11th) judicial circuit and attach the same to the thirteenth (13th) judicial circuit.

Mr. Stephenson gave notice that on some future day he would ask leave to introduce

A bill to authorize the township board of the township of Menominee to regulate or prohibit auctions and to license the same, within the limits of the unincorporated village of Menominee, in said township.

Mr. Valade gave notice that on some future day he would ask leave to introduce

A bill relative to swine running at large on highways, and a fine to be imposed on the owners thereof.

Mr. Welker gave notice that on some future day he would ask leave to introduce

A bill to amend section 2, recited section 4734 of chapter 170 of the compiled laws of 1871, relative to divorce.

Mr. Lee gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act concerning bail in criminal cases," approved March 31, 1840, being compiler's section 7877 of the compiled laws of 1871, by adding a new section thereto, to stand as section 2 of said act.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill to abolish the county of Manitou ;

Also,

A bill to provide for the opening of highways, streets, and alleys, in the cities and villages of this State.

## INTRODUCTION OF BILLS.

Mr. Welker, previous notice having been given, and leave being granted, introduced

House joint resolution No. 16, entitled

Joint resolution to amend section 28, Article IV. of the constitution of the State of Michigan, relative to the introduction of bills in either house of the Legislature.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 173, entitled

A bill to amend section 1 of an act entitled "An act to regulate the manner of attaching unorganized territory to organized counties for judicial and municipal purposes," approved March 15, 1861, being compiler's section 450 of the compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Palmer, previous notice having been given, and leave being granted, introduced

House bill No. 174, entitled

A bill to amend section 5 of chapter 5 of act No. 62 of the session laws of 1875, relative to the powers and duties of incorporated villages.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Mosher, previous notice having been given, and leave being granted, introduced

House bill No. 175, entitled

A bill to prevent hunting for game with fire-arms and dogs, or otherwise, on any enclosed lands or premises in any county south of the base line, and in certain counties north of the base line, in this State, without the consent of the owner or lessee of such lands or premises.

The bill was read a first and second time by its title, and referred to the committee on state affairs.

Mr. Davis, previous notice having been given, and leave being granted, introduced

House bill No. 176, entitled

A bill to provide for the laying out and establishing of a State road in the county of Isle Royal.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 177, entitled

A bill to prohibit the depositing in any of the rivers, bays or lakes of the State, any sawdust, edgings, slabs, shavings or other mill or factory debris.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Norris, previous notice having been given, and leave being granted, introduced

House bill No. 178, entitled

A bill to revise and amend an act to incorporate the village of Manchester, approved March 16th, 1867, and an act amendatory thereto, approved March 25, 1871, and also an act amendatory thereto, approved Feb. 28th, 1873.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 179, entitled

A bill to amend section 16 of chapter 9, of compiled laws of 1871, being compiler's No. 446, relating to county buildings and furnishing same.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 180, entitled

A bill to amend section 1 of an act to provide for changing the names of minor adopted children and of other persons," approved Feb. 2, 1861, being compiler's section 4854.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Shetterly, previous notice having been given and leave being granted, introduced

House bill No. 181, entitled

A bill to incorporate the village of Utica.

The bill was read a first and second time by its title and referred to the committee on municipal corporations.

Mr. Winchell, previous notice having been given, and leave being granted, introduced

House bill No. 182, entitled

A bill to amend an act entitled "An act to preserve the purity of elections," approved March 15th, 1861, being compiler's section 7776, of the compiled law of 1871, and to add a new section thereto.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. Parsons, previous notice having been given, and leave being granted, introduced

House joint resolution No. 17, entitled

Joint resolution authorizing the Commissioner of the Land Office to issue a duplicate certificate or deed (being on certificate No. 3008), to Andrew Gordon, present owner.

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Dowling, previous notice having been given, and leave being granted, introduced

House bill No. 183, entitled

A bill to authorize the township of Merritt in Bay county, to pay orders for opening and closing the Portsmouth and Bloomfield, or Munger Ditch.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Markham, previous notice having been given, and leave being granted introduced

House bill No. 184, entitled

A bill to provide for the construction and maintenance of cattle passages under highways.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Hayes, previous notice having been given, and leave being granted, introduced

House bill No. 185, entitled

A bill to amend an act to provide for the floating of logs and timber in the streams of this State, approved March 16, 1861.



The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House bill No. 186, entitled

A bill to amend Sec. 2 of chapter 240 of the compiled laws of 1871, being compiler's section 7478, relative to the fees of justice of the peace.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Harrington, previous notice having been given, and leave being granted, introduced

House joint resolution No. 18, entitled

Joint resolution relative to authorizing a patent to be issued to Thomas Burns, of St. Clair county, on primary school land certificate No. 6353.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Couely, previous notice having been given, and leave being granted, introduced

House bill No. 187, entitled

A bill for the incorporation of associations for yachting, hunting, boating, fishing, rowing and other lawful sporting purposes.

The bill was read a first and second time by its title, and referred to the committee on private corporations.

Mr. W. W. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 188, entitled

A bill to authorize the township of Ada, in Kent county, to raise money to purchase the bridge across Grand River at that place.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Turck, previous notice having been given, and leave being granted, introduced

House bill No. 189, entitled

A bill to amend section 4 of an act approved April 15, 1871, entitled "An act to establish the fiscal year for the treasury of the State, to fix the time of the annual reports of the State officers, and to provide for the printing and distribution thereof," being compiler's section 233, compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Stephenson, previous notice having been given, and leave being granted, introduced

House bill No. 190, entitled

A bill to authorize the township board of the township of Menominee to regulate or prohibit auctions, and to license the same within the limits of the unincorporated village of Menominee in said township.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Hamilton moved that the rules be suspended and he be allowed to make a motion ;

Which motion prevailed, two-thirds of all the members present voting therefor.



Mr. Hamilton moved to discharge the committee of the whole from the further consideration of

House joint resolution No. 14 (printed order No. 7), entitled

Joint resolution asking Congress for an appropriation for the erection of a lighthouse and steam fog signal on Stannard's Rock, Lake Superior;

Which motion prevailed.

On motion of Mr. Hamilton,

The joint resolution was put upon its final passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Allen,	Mr. Hall,	Mr. Ludlow,	Mr. Stafford,
Allman,	Hamilton,	McArthur,	Stanchfield,
F. A. Baker,	Hankerd,	McGinnis,	Stephenson,
N. Baker,	Harrington,	Markham,	Stevens,
Baldwin,	Hawley,	Martin,	Stinchcomb,
Billings,	Hayes,	Miller,	Stone,
Brown,	Hill,	Mills,	Thomson,
Canfield,	Hopkins,	Morrison,	Turck,
Clark,	Howland,	Nixon,	J. M. Turner,
Conely,	Hoyt,	North,	Twadell,
Coon,	Ireland,	Norton,	Valade,
Curtiss,	Jewell,	Parsons,	Van Raalte,
Davis,	S. Johnson,	Palmer,	Walkinshaw,
Dillmann,	W. W. Johnson,	Phelps,	Willetts,
Eaton,	Jones,	Reed,	Winchell,
Elliott,	Keeler,	Robbins,	White,
Farr,	Kelley,	Rork,	Wood,
Ferguson,	Knight,	A. J. Sawyer,	Woodworth,
Fletcher,	Laubach,	Sharts,	Yeomans,
Gibbs,	Lee,	Shetterly,	Speaker,
Gies,	Little,	Smith,	83

#### NAYS.

0

Title and preamble agreed to.

#### THIRD READING OF BILLS.

Senate bill No. 22, entitled

A bill to amend section 2 of act No. 15 of the session laws of 1875, approved February 25, 1875, entitled "An act for the protection of inn and hotel keepers," so that the provisions of the act shall apply to boarding-house keepers,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Allen moved to amend the bill by inserting after the words "boarding house," wherever they occur, the words "or private house," and to strike out the word "or" before the words "boarding house;"

Which motion prevailed, two-thirds of all the members elect voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Hall,	Mr. McArthur,	Mr. Stanchfield,
Allman,	Hamilton,	McGinnis,	Stephenson,
F. A. Baker,	Hankerd,	Markham,	Stevens,
N. Baker,	Hawley,	Martin,	Stinchcomb,
Baldwin,	Hayes,	Miller,	Stone,
Brown,	Hill,	Morrison,	Thomson,
Clark,	Hopkins,	Mosher,	Turck,
Conely,	Howland,	Nixon,	J. M. Turner,
Coon,	Ireland,	Norris,	Twadell,
Curtiss,	Jewell,	North,	Valade,
Davis,	S. Johnson,	Norton,	Walkinshaw,
Dillmann,	W. W. Johnson,	Parsons,	Welker,
Dowling,	Keeler,	Rork,	Winchell,
Eaton,	Kelley,	Ross,	White,
Elliott,	Knight,	A. J. Sawyer,	Wood,
Farr,	Laubach,	Shetterly,	Woodworth,
Ferguson,	Lee,	Smith,	Yeomans,
Gibbs,	Little,	Stafford,	Speaker,
Gies,	Ludlow,		

74

## NAYS.

Mr. Billings,	Mr. Phelps,	Mr. J. C. Sawyer,	Mr. Willett,
Hoyt,	Robbins,		

6

Pending the announcement of the vote,

Mr. Twadell moved that Mr. Willett be excused from voting,

Which motion did not prevail.

Mr. Willett then voted as recorded above.

Mr. Billings moved that Mr. Kelley be excused from voting ;

Which motion did not prevail.

Mr. Kelley then voted as recorded above.

The question being on agreeing to the title,

Mr. Allen moved to amend the title as follows: By inserting therein the words "private houses and" before the words "boarding house ;"

Which motion prevailed.

The title as amended was then agreed to.

Mr. Kelley gave notice that, within the prescribed time, he would move to reconsider the vote by which the House passed the last named bill.

Senate bill No. 12, entitled

A bill to define the powers and duties of officers authorized to sell real estate in pursuance of decrees of courts of equity, and to prescribe the notice to be given in such cases,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. F. A. Baker,	Mr. Hawley,	Mr. Nixon,	Mr. Stinchcomb,
N. Baker,	Hopkins,	Norris,	Stone,
Billings,	Ireland,	North,	Thomson,
Brown,	Jewell,	Norton,	Turck,
Clark,	Jones,	Parsons,	Twadell,

Mr. Conely, Coon, Davis, Dillmann, Dowling, Eaton, Elliott, Gibbs, Gies, Hall, Hamilton,	Mr. Keeler, Kelley, Knight, Lee, Little, Ludlow, McArthur, Markham, Martin, Morrison, Mosher,	Mr. Phelps, Reed, Robbins, Rork, J. C. Sawyer, Sharts, Smith, Stafford, Stephenson, Stevens,	Mr. Valade, Van Raalte, Walkinshaw, Willett, Winchell, White, Wood, Woodworth, Yeomans, Speaker,
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62

## NAYS.

Mr. Baldwin, Hill,	Mr. W. W. Johnson, Mr. McGinnis,	Mr. J. M. Turner,
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5

Title agreed to.

House bill No. 86 (G. O. No. 36), entitled

A bill to amend sections 153, 155, and 156, of act 169, session laws of 1869, entitled, "An act to provide for the uniform assessment of property, and for the collection and return of taxes thereon, being compiler's sections Nos. 1119, 1121, and 1122, compiled laws of 1871,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Martin moved to amend the bill by striking out of line 7, section 153, the word "fifteen," and out of line 13, in the same section, the word "thirty" and inserting in lieu of each the word "ten;"

Mr. Wood demanded a division of the question.

The question being on agreeing to that part of the amendment striking out of line 7 the word "fifteen" and inserting in lieu thereof the word "ten,"

The same was not agreed to, two-thirds of all the members elect not voting therefor.

The question being on agreeing to that part of the amendment striking out the word "thirty" in line 13 and inserting in lieu thereof the word "ten,"

The same was not agreed to, two-thirds of all the members elect not voting therefor.

Mr. Hamilton demanded the previous question.

The demand was seconded.

The question being shall the main question be now put.

The main question was ordered.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen, Allman, F. A. Baker, N. Baker, Baldwin, Billings, Brown, Canfield, Clark,	Mr. Gibbs, Gies, Hall, Hankerd, Harrington, Hawley, Hill, Ireland, Jewell,	Mr. Martin, Miller, Mills, Morrison, Mosher, Nixon, Norris, North, Norton,	Mr. Stephenson, Stevens, Stinchcomb, Stone, Thomson, Turck, J. M. Turner, Twadell, Valade,
--	--	--	--

Mr. Conely,	Mr. S. Johnson,	Mr. Parsons,	Mr. Van Raalte,
Coon,	W.W. Johnson,	Phelps,	Walkinshaw,
Curtiss,	Jones,	Reed,	Welker,
Davis,	Keeler,	Robbins,	Willett,
Dillmann,	Kelley,	Rork,	Winchell,
Dowling,	Knight,	Ross,	White,
Eaton,	Lee,	A. J. Sawyer,	Wood,
Edwards,	Little,	J. C. Sawyer,	Woodworth,
Elliott,	Ludlow,	Sharts,	Yeomans,
Farr,	McArthur,	Shetterly,	Speaker,
Ferguson,	McGinnis,	Stafford,	79
		NAYS.	0

Title agreed to.

On motion of Mr. Turck,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Harrington moved to reconsider the vote by which the House passed House bill No. 42 (G. O. 32), entitled

A bill to amend section 8, of chapter 306, being compiler's number 6567 of the compiled laws of 1871, relating to surrender of corporate rights ;

Which motion prevailed.

The question being on the passage of the bill.

On motion of Mr. Harrington,

The bill was laid on the table.

Mr. W. W. Johnson, by unanimous consent, offered the following resolution :

*Resolved*, That the Sergeant-at-Arms be requested to provide each day a fresh supply of drinking water from the Lansing mineral spring, for the use of the members of the House.

Mr. Wood moved to amend by inserting after the words "drinking water," the words "with ice therein ;"

Which motion prevailed.

The question being on the adoption of the resolution,

Mr. Hopkins moved that the House do now adjourn ;

Which motion did not prevail.

Mr. Hamilton moved that when the House adjourn to-day it be until Monday next at 8 : 30 o'clock P. M. ;

Pending which,

On motion of Mr. Allen,

The House adjourned.

*Lansing, Monday, February 12, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Merrill.

Roll called: quorum present.

Absent without leave Messrs. Allman, Billings, Gies, Little, Sackrider, Stanchfield, Stevens, Walkinshaw, and Willett.

Mr. Van Raalte asked and obtained leave of absence for Messrs. Billings and Stevens until the 13th.

Mr. Hamilton asked and obtained leave of absence for Mr. Willett indefinitely on account of sickness.

Mr. S. Johnson asked and obtained leave of absence for Mr. Allman indefinitely.

Mr. Keeler asked and obtained leave of absence for Mr. Walkinshaw for the forenoon.

Mr. Hoyt asked and obtained leave of absence for Messrs. Little and Sackrider for the forenoon.

Mr. Fletcher asked and obtained leave of absence for Mr. Stanchfield until the 14th.

Mr. Welker asked and obtained leave of absence for Mr. Dowling for the forenoon.

#### PRESENTATION OF PETITIONS.

No. 219. By Mr. Stone: Petition of S. W. Hubbell, J. W. Cochran, Sylvester Erway and 70 others, asking that the law relative to township superintendents of schools be repealed and the establishment of a system of county superintendents of public schools;

Referred to the committee on education.

No. 220. By Mr. McArthur: Petition of A. P. Newton, G. D. V. Rollo, Jacob Post and 75 other residents and freeholders of Cheboygan county, asking that the statutes be so amended as to allow the application of the highway taxes upon certain non-resident lands to the improvement of the Cheboygan and Little Traverse State road;

Referred to the committee on roads and bridges.

No. 221. By Mr. S. W. Turner: Petition of Wm. Hogle, Hiram Longyear, Albert Vining and 25 others, relative to an amendment to the game laws for the protection of deer;

Referred to the committee on state affairs.

No. 222. By Mr. S. W. Turner: Petition of A. F. Shepard, D. M. Grove, O. M. Gates, and 15 others, remonstrating against the passage of any law prohibiting the running of deer with dogs;

Referred to the committee on State affairs.

No. 223. By Mr. Stafford: Remonstrance of James Pick and Mayor W. P. Healsy, Peter White and 45 others, citizens of the city of Marquette, against detaching from said city sections 34, 35, and 36;

Referred to the committee on municipal corporations.

No. 224. By Mr. Stafford: Remonstrance of the common council of the city of Marquette relative to the same subject;

Referred to the committee on municipal corporations.

No. 225. By Mr. Hopkins: Petition of Joseph F. Saunders, and 16 others, asking the organization of the town of Hayes;

Referred to the committee on towns and counties.

No. 226. By Mr. S. Johnson: Petition of B. F. Wells, and 87 other residents of Cass county, asking for a change in the law relative to taxing bank stock;

Referred to the committee on ways and means.

No. 227. By Mr. S. Johnson: Petition of Elias Morris, S. S. Lawrence, and 70 other residents of Cass county, relative to the same subject;

Referred to the committee on ways and means.

No. 228. By the Speaker: Petition of O. O. Morse, Henry Lee, H. D. Pike, and 35 other tax-payers of Lapeer county, asking for certain amendments to the drain law;

Referred to the committee on drainage.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 124, entitled

A bill to amend section 86 of the compiled laws of 1871, being compiler's section 5334, relative to adjournments in justices' courts;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was re-committed

House bill No. 81, entitled

A bill to amend sections 5653, 5654 of the compiled laws of 1871, being sections 3 and 4 of an act entitled an act to provide for the appointment of a state reporter, approved April 17, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the recommendation that it be placed on the order of third reading of bills, and asked to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The recommendation of the committee was concurred in and the bill was placed on the order of third reading.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 19, entitled

A bill to amend section 7 of chapter 176, being section 5093 of the compiled

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 180, entitled

A bill to amend section 1 of an act to provide for changing the names of minor adopted children and of other persons," approved Feb. 2, 1861, being compiler's section 4854.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Shetterly, previous notice having been given and leave being granted, introduced

House bill No. 181, entitled

A bill to incorporate the village of Utica.

The bill was read a first and second time by its title and referred to the committee on municipal corporations.

Mr. Winchell, previous notice having been given, and leave being granted, introduced

House bill No. 182, entitled

A bill to amend an act entitled "An act to preserve the purity of elections," approved March 15th, 1861, being compiler's section 7776, of the compiled law of 1871, and to add a new section thereto.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. Parsons, previous notice having been given, and leave being granted, introduced

House joint resolution No. 17, entitled

Joint resolution authorizing the Commissioner of the Land Office to issue a duplicate certificate or deed (being on certificate No. 3008), to Andrew Gordon, present owner.

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Dowling, previous notice having been given, and leave being granted, introduced

House bill No. 183, entitled

A bill to authorize the township of Merritt in Bay county, to pay orders for opening and closing the Portsmouth and Bloomfield, or Munger Ditch.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Markham, previous notice having been given, and leave being granted introduced

House bill No. 184, entitled

A bill to provide for the construction and maintenance of cattle passages under highways.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Hayes, previous notice having been given, and leave being granted, introduced

House bill No. 185, entitled

A bill to amend an act to provide for the floating of logs and timber in the streams of this State, approved March 16, 1861.



The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House bill No. 186, entitled

A bill to amend Sec. 2 of chapter 240 of the compiled laws of 1871, being compiler's section 7478, relative to the fees of justice of the peace.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Harrington, previous notice having been given, and leave being granted, introduced

House joint resolution No. 18, entitled

Joint resolution relative to authorizing a patent to be issued to Thomas Burns, of St. Clair county, on primary school land certificate No. 6353.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 187, entitled

A bill for the incorporation of associations for yachting, hunting, boating, fishing, rowing and other lawful sporting purposes.

The bill was read a first and second time by its title, and referred to the committee on private corporations.

Mr. W. W. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 188, entitled

A bill to authorize the township of Ada, in Kent county, to raise money to purchase the bridge across Grand River at that place.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Turck, previous notice having been given, and leave being granted, introduced

House bill No. 189, entitled

A bill to amend section 4 of an act approved April 15, 1871, entitled "An act to establish the fiscal year for the treasury of the State, to fix the time of the annual reports of the State officers, and to provide for the printing and distribution thereof," being compiler's section 233, compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Stephenson, previous notice having been given, and leave being granted, introduced

House bill No. 190, entitled

A bill to authorize the township board of the township of Menominee to regulate or prohibit auctions, and to license the same within the limits of the unincorporated village of Menominee in said township.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Hamilton moved that the rules be suspended and he be allowed to make a motion ;

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Hamilton moved to discharge the committee of the whole from the further consideration of

House joint resolution No. 14 (printed order No. 7), entitled  
Joint resolution asking Congress for an appropriation for the erection of a lighthouse and steam fog signal on Stannard's Rock, Lake Superior;

Which motion prevailed.

On motion of Mr. Hamilton,

The joint resolution was put upon its final passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Allen,	Mr. Hall,	Mr. Ludlow,	Mr. Stafford,
Allman,	Hamilton,	McArthur,	Stanchfield,
F. A. Baker,	Hankerd,	McGinnis,	Stephenson,
N. Baker,	Harrington,	Markham,	Stevens,
Baldwin,	Hawley,	Martin,	Stinchcomb,
Billings,	Hayes,	Miller,	Stone,
Brown,	Hill,	Mills,	Thomson,
Canfield,	Hopkins,	Morrison,	Turck,
Clark,	Howland,	Nixon,	J. M. Turner,
Conely,	Hoyt,	North,	Twadell,
Coon,	Ireland,	Norton,	Valade,
Curtiss,	Jewell,	Parsons,	Van Raalte,
Davis,	S. Johnson,	Palmer,	Walkinshaw,
Dillmann,	W. W. Johnson,	Phelps,	Willetts,
Eaton,	Jones,	Reed,	Winchell,
Elliott,	Keeler,	Robbins,	White,
Farr,	Kelley,	Rork,	Wood,
Ferguson,	Knight,	A. J. Sawyer,	Woodworth,
Fletcher,	Laubach,	Sharts,	Yeomans,
Gibbs,	Lee,	Shetterly,	Speaker,
Gies,	Little,	Smith,	83

#### NAYS.

0

Title and preamble agreed to.

#### THIRD READING OF BILLS.

Senate bill No. 22, entitled

A bill to amend section 2 of act No. 15 of the session laws of 1875, approved February 25, 1875, entitled "An act for the protection of inn and hotel keepers," so that the provisions of the act shall apply to boarding-house keepers,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Allen moved to amend the bill by inserting after the words "boarding house," wherever they occur, the words "or private house," and to strike out the word "or" before the words "boarding house;"

Which motion prevailed, two-thirds of all the members elect voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Hall,	Mr. McArthur,	Mr. Stanchfield,
Allman,	Hamilton,	McGinnis,	Stephenson,
F. A. Baker,	Hankerd,	Markham,	Stevens,
N. Baker,	Hawley,	Martin,	Stinchcomb,
Baldwin,	Hayes,	Miller,	Stone,
Brown,	Hill,	Morrison,	Thomson,
Clark,	Hopkins,	Mosher,	Turck,
Conely,	Howland,	Nixon,	J. M. Turner,
Coon,	Ireland,	Norris,	Twadell,
Curtiss,	Jewell,	North,	Valade,
Davis,	S. Johnson,	Norton,	Walkinshaw,
Dillmann,	W. W. Johnson,	Parsons,	Welker,
Dowling,	Keeler,	Rork,	Winchell,
Eaton,	Kelley,	Ross,	White,
Elliott,	Knight,	A. J. Sawyer,	Wood,
Farr,	Laubach,	Shetterly,	Woodworth,
Ferguson,	Lee,	Smith,	Yeomans,
Gibbs,	Little,	Stafford,	Speaker,
Gies,	Ludlow,		

74

## NAYS.

Mr. Billings,	Mr. Phelps,	Mr. J. C. Sawyer,	Mr. Willett,
Hoyt,	Robbins,		

6

Pending the announcement of the vote,

Mr. Twadell moved that Mr. Willett be excused from voting,

Which motion did not prevail.

Mr. Willett then voted as recorded above.

Mr. Billings moved that Mr. Kelley be excused from voting :

Which motion did not prevail.

Mr. Kelley then voted as recorded above.

The question being on agreeing to the title,

Mr. Allen moved to amend the title as follows: By inserting therein the words "private houses and" before the words "boarding house ;"

Which motion prevailed.

The title as amended was then agreed to.

Mr. Kelley gave notice that, within the prescribed time, he would move to reconsider the vote by which the House passed the last named bill.

Senate bill No. 12, entitled

A bill to define the powers and duties of officers authorized to sell real estate in pursuance of decrees of courts of equity, and to prescribe the notice to be given in such cases,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. F. A. Baker,	Mr. Hawley,	Mr. Nixon,	Mr. Stinchcomb,
N. Baker,	Hopkins,	Norris,	Stone,
Billings,	Ireland,	North,	Thomson,
Brown,	Jewell,	Norton,	Turck,
Clark,	Jones,	Parsons,	Twadell,

Mr. Conely,  
Coon,  
Davis,  
Dillmann,  
Dowling,  
Eaton,  
Elliott,  
Gibbs,  
Gies,  
Hall,  
Hamilton,

Mr. Keeler,  
Kelley,  
Knight,  
Lee,  
Little,  
Ludlow,  
McArthur,  
Markham,  
Martin,  
Morrison,  
Mosher,

Mr. Phelps,  
Reed,  
Robbins,  
Rork,  
J. C. Sawyer,  
Sharts,  
Smith,  
Stafford,  
Stephenson,  
Stevens,

Mr. Valade,  
Van Raalte,  
Walkinshaw,  
Willett,  
Winchell,  
White,  
Wood,  
Woodworth,  
Yeomans,  
Speaker,

62

## NAYS.

Mr. Baldwin,  
Hill,

Mr. W. W. Johnson, Mr. McGinnis,

Mr. J. M. Turner,  
5

Title agreed to.

House bill No. 86 (G. O. No. 36), entitled

A bill to amend sections 153, 155, and 156, of act 169, session laws of 1869, entitled, "An act to provide for the uniform assessment of property, and for the collection and return of taxes thereon, being compiler's sections Nos. 1119, 1121, and 1122, compiled laws of 1871,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Martin moved to amend the bill by striking out of line 7, section 153, the word "fifteen," and out of line 13, in the same section, the word "thirty" and inserting in lieu of each the word "ten;"

Mr. Wood demanded a division of the question.

The question being on agreeing to that part of the amendment striking out of line 7 the word "fifteen" and inserting in lieu thereof the word "ten,"

The same was not agreed to, two-thirds of all the members elect not voting therefor.

The question being on agreeing to that part of the amendment striking out the word "thirty" in line 13 and inserting in lieu thereof the word "ten,"

The same was not agreed to, two-thirds of all the members elect not voting therefor.

Mr. Hamilton demanded the previous question.

The demand was seconded.

The question being shall the main question be now put.

The main question was ordered.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,  
Allman,  
F. A. Baker,  
N. Baker,  
Baldwin,  
Billings,  
Brown,  
Canfield,  
Clark,

Mr. Gibbs,  
Gies,  
Hall,  
Hankerd,  
Harrington,  
Hawley,  
Hill,  
Ireland,  
Jewell,

Mr. Martin,  
Miller,  
Mills,  
Morrison,  
Mosher,  
Nixon,  
Norris,  
North,  
Norton,

Mr. Stephenson,  
Stevens,  
Stinchcomb,  
Stone,  
Thomson,  
Turck,  
J. M. Turner,  
Twadell,  
Valade,

Mr. Conely,	Mr. S. Johnson,	Mr. Parsons,	Mr. Van Raalte,
Coon,	W. W. Johnson,	Phelps,	Walkinshaw,
Curtiss,	Jones,	Reed,	Welker,
Davis,	Keeler,	Robbins,	Willetts,
Dillmann,	Kelley,	Rork,	Winchell,
Dowling,	Knight,	Ross,	White,
Eaton,	Lee,	A. J. Sawyer,	Wood,
Edwards,	Little,	J. C. Sawyer,	Woodworth,
Elliott,	Ludlow,	Sharts,	Yeomans,
Farr,	McArthur,	Shetterly,	Speaker,
Ferguson,	McGinnis,	Stafford,	79
NAYS.			0

Title agreed to.

On motion of Mr. Turck,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Harrington moved to reconsider the vote by which the House passed House bill No. 42 (G. O. 32), entitled

A bill to amend section 8, of chapter 306, being compiler's number 6567 of the compiled laws of 1871, relating to surrender of corporate rights ;

Which motion prevailed.

The question being on the passage of the bill.

On motion of Mr. Harrington,

The bill was laid on the table.

Mr. W. W. Johnson, by unanimous consent, offered the following resolution :

*Resolved*, That the Sergeant-at-Arms be requested to provide each day a fresh supply of drinking water from the Lansing mineral spring, for the use of the members of the House.

Mr. Wood moved to amend by inserting after the words "drinking water," the words "with ice therein ;"

Which motion prevailed.

The question being on the adoption of the resolution,

Mr. Hopkins moved that the House do now adjourn ;

Which motion did not prevail.

Mr. Hamilton moved that when the House adjourn to-day it be until Monday next at 8 : 30 o'clock P. M. ;

Pending which,

On motion of Mr. Allen,

The House adjourned.

On motion of Mr. Kelley,

The further consideration of the bill was made the special order for to-morrow.

Mr. Edwards offered the following:

*Resolved* (the Senate concurring), 'That the postmaster of the Senate and House be and is hereby instructed to keep *uninterruptedly* open, the postoffice in the building from eight o'clock in the forenoon to ten o'clock in the evening of each and every day either house of this Legislature may be in session; and on Sundays from nine o'clock to ten o'clock in the forenoon, and from five o'clock to six o'clock in the afternoon.

Laid over under the rules.

#### UNFINISHED BUSINESS.

The question being on the adoption of the following:

*Resolved*, That the Sergeant-at-Arms be requested to provide each day a fresh supply of drinking water, with ice therein, from the Lansing mineral spring, for the use of the members of the House,

On motion of Mr. Robbins,

The resolution was referred to the committee on public health.

#### GENERAL ORDER.

On motion of Mr. Hamilton,

The house went into committee of the whole on the general order,

Mr. Van Raalte in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 77 (G. O. No. 37), entitled

A bill to detach T. No. 31 N., of R. 5 W., from the present township of Central Lake, in the county of Antrim, and to attach the same to the township of Jordan in said county,

Have no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

2. House bill No. 106 (G. O. No. 38), entitled

A bill to provide for the better support of teachers' institutes, and to repeal sections 3789, 3790, and 3791 of the compiled laws of 1871,

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

The first named bill was placed on the order of third reading of bills.

The question being on granting the committee of the whole leave to sit again in consideration of the second named bill,

On motion of Mr. Welker,

Leave was granted.

On motion of Mr. Welker,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the

## GENERAL ORDER.

On motion of Mr. Welker,

The House went into committee of the whole on the general order,

Mr. Van Raalte in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No 106 (G. O. 38) entitled

A bill to provide for the better support of teachers' institutes, and to repeal sections 3789, 3790, and 3791 of the compiled laws of 1871.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bills:

2. House bill No. 95 (G. O. 49), entitled

A bill to amend section 57 (5093), chapter 186, of the session laws of 1873, being an act entitled "An act to amend section 57 of chapter 176, being section 5093 of the compiled laws of 1871, relative to cases in chancery,"

3. House bill No. 20 (G. O. 41), entitled

A bill to prevent attorneys, counselors, agents, and the like, from becoming sureties in certain cases.

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

4. House bill No. 29 (G. O. 42), entitled

A bill to amend compiler's section 477, chapter 10, compiled laws of 1871, being an act entitled "County officers."

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the amendments made by the committee of the whole to the first named bill,

On motion of Mr. Kelley,

The House concurred.

The bill was then placed on the order of third reading of bills.

The second and third named bills were then placed on the order of third reading of bills.

The question being on concurring in the recommendation of the committee of the whole as to the fourth named bill,

Mr. Hamilton moved that the House do concur;



Pending which,

On motion of Mr. A. J. Sawyer,

The bill was laid on the table.

Mr. Hoyt asked and obtained leave of absence for Mr. Little indefinitely on account of sickness.

On motion of Mr. Mosher,

The House adjourned.

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*Lansing, Tuesday, February 13, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Potter.

Roll called: quorum present.

Absent without leave Mr. Walkinshaw.

Mr. Keeler asked and obtained leave of absence for Mr. Walkinshaw indefinitely on account of sickness.

The Speaker announced the following:

HALL OF REPRESENTATIVES, {  
*Lansing, Feb. 13, 1877.* }

HON. JOHN T. RICH, *Speaker of the House of Representatives:*

DEAR SIR,—By virtue of a resolution authorizing me so to do, I this day appoint Ed. W. Lowe, of Ingham assistant engrossing and enrolling clerk.

Very respectfully,

HORACE R. HULBURD, *E. & E. Clerk.*

The communication was laid on the table.

#### PRESENTATION OF PETITIONS.

No. 229. By Mr. Martin: Petition of John Sullivan for relief in the matter of an erroneous assessment;

Referred to the committee on the judiciary.

No. 230. By Mr. McArthur: Petition of A. P. Newton, Wm. F. DePuy, P. M. Lathrop, H. G. Davis and 72 others, taxpayers of the town of Inverness, Cheboygan county, praying for a special act authorizing the collection of 1½ per cent upon the taxable property of said town for highway purposes;

Referred to the committee on ways and means.

No. 231. By Mr. Jones: Petition of Frank S. Abbott and 148 others, land owners in the counties of St. Clair and Lapeer, for an appropriation of land to construct a ditch in said counties;

Referred to the committee on public lands.

No. 232. By Mr. Stone: Petition of H. E. Hoard, and 71 others, citizens of Iosco county asking that certain swamp lands in the counties of Iosco and Alcona be granted to aid in building a shore railroad to connect Harrisville, in Alcona county, with Standish, in Bay county, and to pass through or within

convenient distance of the towns of Greenbush, Osceola, AuSable, East Tawas, Tawas City, and Alabaster ;

Referred to the committee on public lands and railroads, jointly.

No. 233. By Mr. Stone: Petition of N. T. Stealton, Samuel Mills, and 48 others, freeholders of the townships of Lincoln and Hope, in the county of Midland, asking that the township of Lincoln be dissolved and that the territory of said township be attached to the township of Hope ;

Referred to the committee on towns and counties.

No. 234. By Mr. Parsons: Petition of R. F. Hill, and 88 others, to prohibit the netting of pigeons in certain months ;

Referred to the committee on State affairs.

No. 235. By Mr. Parsons: Petition of J. P. Woodbury and 145 others relative to the same subject ;

Referred to the committee on State affairs.

No. 236. By Mr. Coon: Remonstrance of C. G. Harrington and 47 others against the passage of any law prohibiting the running of deer with dogs ;

Referred to the committee on State affairs.

No. 237. By Mr. Coon: Petition of C. G. Harrington and 53 others praying for such an amendment to the game laws as will afford more effectual protection of deer ;

Referred to the committee on State affairs.

No. 238. By Mr. Hill: Petition of Benj. F. Herbert, H. M. Marshall, Wm. W. Boss, and 150 other citizens of Van Buren county, asking that a law may be passed making the building and repairing of certain bridges a charge upon the people of the county.

On demand of Mr. Hill,

The petition was read at length.

The petition was then referred to the committee on judiciary.

No. 239. By Mr. Hall. Petition of H. Osborn, A. M. Stickney, S. J. Ferris, and 13 other citizens of Lenawee county, asking the prohibition of catching wild pigeons with traps or nets at any time ;

Referred to the committee on State affairs.

No. 240. By Mr. Nixon: Petition of Tyler Hull and 30 others, against a return to the county superintendents of schools.

On demand of Mr. Nixon,

The petition was read at length.

The petition was referred to the committee on education.

No. 241. By Mr. Prindle: Petition of Rev. S. Graves, Capt. Ed. Went, and D. McNaughton and 69 others, praying for an act for incorporating reform clubs ;

Referred to the committee on the liquor traffic.

No. 242. By Mr. Mills: Petition of C. L. Baius and 19 others for a State ditch in Tuscola county.

On request of Mr. Mills,

The petition was referred to the committee on State affairs.

No. 243. By Mr. Mills: Petition of John Damon and 14 others for a State ditch in Tuscola county.

On request of Mr. Mills,

The petition was referred to the committee on State affairs.

No. 244. By Mr. Turck: Petition of H. R. Pattengill, M. H. Church,

and seventy others relative to the return to the county superintendency of common schools.

On demand of Mr. Turck,

The petition was read at length and spread at large on the journal, as follows:  
*To the Honorable the Legislature of the State of Michigan:*

We, the undersigned, citizens of Gratiot county, believing, after an experience of nearly two years, that our schools are suffering greatly under the present system of management, as they are in no way advancing, but are really waning in vigor and prosperity, do, therefore, respectfully petition you to repeal the law creating township superintendents, and return again to our former county superintendency system, or enact some other good and efficient law, which shall enforce order, system, prosperity and progress, in the schools.

The petition was referred to the committee on education.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following named bills:

1. House bill No. 27 (G. O. No 13), entitled

A bill to regulate the sale of seats in theatres, concert or lecture halls, and other places of public entertainment;

2. House joint resolution No. 14, entitled

Joint resolution asking Congress for an appropriation for the erection of a light-house and steam fog signal on Stannard's rock, Lake Superior.

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 191, entitled

A bill to amend an act entitled "An act concerning bail in criminal cases," approved March 31, 1840, being compiler's section 7877 of the compiled laws 1871, by adding a new section thereto to stand as section two of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendment, and recommend that the amendment be concurred in, and the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 5, entitled,

A bill to make sections twenty-seven, twenty-eight, twenty-nine, thirty-two, thirty-three and thirty-four, of township seven north, of range eleven west, being the township of Grand Rapids, Kent county, a special police district,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to establish a police force in the township of Grand Rapids,

Recommending that the substitute be concurred in, and that the substitute do pass, and asked to be discharged from the further consideration of the subject.

N A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hayes,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on supplies and expenditures:

The committee on supplies and expenditures report the account on the following bill:

To drayman for carting desk from city treasurer's office to Capitol building, \$0.25. (Signed.)

HENRY S. WARD.

Done under direction of the Sergeant-at-Arms of the House.

They have had the same under consideration, have directed me to report the same back to the House, and ask to be discharged from the further consideration of the subject.

JAMES LEE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Lee,

The report was adopted.

By the committee on insurance:

The committee on insurance, to whom was referred

Senate bill No. 8, entitled

A bill to amend section 1 of act No. 82 of the session laws of 1873, and approved April 15, 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties; and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to committee of the whole, and placed on the general order.

By the committee on insurance:

The committee on insurance to whom was referred

House bill No. 48, entitled

A bill to amend an act entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871 and also act 94 of the session laws of 1871," approved April 12, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Robbins,

The bill was laid on the table.

By the committee on University:

The committee on University having incurred certain expenses in prosecuting the investigations of the defalcation alleged to have occurred in the chemical laboratory of that institution, have instructed me to report the following bills of expenditure, and recommend that they be allowed:

Bill of R. J. Kelly.....	\$28 75
N. B. Hayes.....	24 75
F. Phelps.....	26 00
Wm. McArthur.....	20 75
C. B. Mills.....	24 13
	<hr/>
	\$124 38

C. B. MILLS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. A. J. Sawyer,

The report was adopted, and the Clerk directed to issue orders for the amounts named.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate joint resolution No. 5, entitled

Joint resolution for the relief of Schuyler W. Ambler, county treasurer of Gratiot county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on drainage:

The committee on drainage to whom was referred

House bill No. 147, entitled

A bill to amend section 29 of chapter 47 of the compiled laws of 1871, entitled county drain law, being compiler's section 1773,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

RICHARD KEELER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred

House bill No. 152, entitled

A bill to organize the townships of Spaulding, Breen, Breitung, Stephenson, and Holmes, and to re-organize the townships of Cedarville, Ingallston, and Menominee, in the county of Menominee.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads :

The committee on railroads to whom was referred

House bill No. 146, entitled

A bill to amend the charter of the Michigan Central railroad company,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and asked to be discharged from the further consideration of the subject.

H. H. HOYT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads :

The committee on railroads, to whom was referred

House bill No. 83, entitled

A bill to promote the early construction of a railroad through the Menominee iron range,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

H. H. HOYT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }  
Lansing, Feb. 12, 1877.

To the Speaker of the House of Representatives :

SIR,—I am instructed by the Senate to transmit the following bill :



Senate bill No. 42, entitled

A bill to amend section 48 of chapter 154 of the revised statutes of 1846, being section 7599 of the compiled laws of 1871, relating to maliciously injuring houses and other buildings, etc. ;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following :

SENATE CHAMBER,  
*Lansing, February 12, 1877.* }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to return to the House the following bill :

House bill No. 73, entitled

A bill to amend section one of chapter fifty-five of compiled laws of 1871, being compiler's section 1984, relating to the observance of the first day of the week ;

And to inform the House that the Senate has amended the same as follows :

1. By striking out in recited section 1 all after the word "work" in line 2 to and including the word "thereof," in line 3.

2. By inserting after the word "week" in line 5 the words, "The foregoing provisions shall not apply to works of necessity or charity, nor to the making of mutual promises of marriage nor, to solemnization of marriages.

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the amendments made to the bill by the Senate,

On motion of Mr. A. J. Sawyer,

The bill was laid on the table.

#### NOTICES.

Mr. Norton gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 229 of the session laws of 1849, entitled "An act to lay out, alter, and establish a public highway on section one, township two north of range eleven east, in the township of Troy in the county of Oakland."

Mr. Jones, gave notice that on some future day he would ask leave to introduce

A bill to aid in the reclamation and drainage of swamp lands in the counties of St. Clair and Lapeer.

Mr. Edwards gave notice that on some future day he would ask leave to introduce

A bill to prevent and punish horse stealing.

Mr. McArthur gave notice that on some future day he would ask leave to introduce .



A bill to detach certain territory from the township of Grant in the county of Cheboygan, and to attach the same to the township of Duncan in said county.

Mr. Yeomans gave notice that on some future day he would ask leave to introduce

A bill to authorize John S. Malcomson, Nathan Holmes, Archilus C. Lee, and others, to build a dam across the outlet of Morrison Lake, in Ionia county.

Mr. Brown gave notice that on some future day he would ask leave to introduce

A bill entitled "An act to amend section 9 of an act entitled an act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations in this State," approved May 1st, 1873.

Mr. S. W. Turner gave notice that on some future day he would ask leave to introduce

A bill to amend sections 2, 3, 4, 5, 6, 7, 8, 9, 13, 15, 16, 17, 18, 19, 20, 25, 26, 30, 31, 32, 36, of an act to incorporate the village of Leslie.

Mr. Crandell gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled an act to incorporate the city of Wyandotte.

Mr. Woodworth gave notice that on some future day he would ask leave to introduce

A bill to detach Tuscola county from the seventh judicial circuit, and Huron and Sanilac counties from the sixteenth judicial circuit, and to form therewith a new judicial circuit, to be known as the 2d judicial circuit.

Mr. Abbott gave notice that on some future day he would ask leave to introduce

A bill to revise the charter of Imlay City.

Mr. Dowling gave notice that on some future day he would ask leave to introduce

A bill to amend section 5656 of the compiled laws of 1871, relative to supplying judges of probate with copies of Supreme Court reports.

Also,

A bill to repeal chapter 48 of compiled laws of 1871, relative to township drain commissioners.

Mr. Hamilton gave notice that on some future day he would ask leave to introduce

A joint resolution proposing an amendment to section nine, of article ten, of the constitution of this State, relative to the raising of money by tax for the construction of bridges.

Mr. Stafford gave notice that on some future day he would ask leave to introduce

A bill to revise an act entitled "An act to incorporate the city of Marquette," approved February 27th, 1871;

Also,

A joint resolution amending joint resolution number 17, approved April 24th, 1873, relative to the claim of James S. Dewey.

Mr. Kelley gave notice that on some future day he would ask leave to introduce

A bill to incorporate a board of water commissioners of the city of Alpena.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill to amend section 13, chapter 151, being compiler's section 4281, of the compiled laws of 1871, relative to estates in dower;

Also,

A bill to amend section 27 of chapter 170, being compiler's section 4759, of the compiled laws of 1871, relative to the enforcement of decrees for alimony in divorce cases;

Also,

A bill to amend section 27 of chapter 192, being compiler's section 6101, of the compiled laws of 1871, relative to exemptions of personal property from execution.

Mr. Moore gave notice that on some future day he would ask leave to introduce

A bill to amend section 185 of chapter 178, compiler's No. 5433, relative to appeal bonds.

Mr. Van Raalte gave notice that on some future day he would ask leave to introduce

A bill to amend chapter 21 of the compiled laws of 1871, relative to the assessment of property, and for the collection and return of taxes thereon, by inserting a new section, to stand as section 124, compiler's section 1090.

Mr. Harrington gave notice that on some future day he would ask leave to introduce

A bill to revise the charter of the city of Port Huron.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill making an appropriation for the erection of a museum building in connection with the University of Michigan.

#### INTRODUCTION OF BILLS.

Mr. Allen, previous notice having been given, and leave being granted, introduced

House bill No. 196, entitled

A bill to revise and amend the charter of the city of Ypsilanti.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Hopkins, previous notice having been given, and leave being granted, introduced

House bill No. 197, entitled

A bill defining the punishment in a conviction for libel.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hopkins, previous notice having been given, and leave being granted, introduced

House bill No. 198, entitled

A bill to organize the township of Hayes.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Elliott, previous notice having been given, and leave being granted, introduced

House bill No. 199, entitled

A bill to repeal act No. 168 of the session laws of 1873, entitled "An act to provide for the custody and safe keeping of persons who are tried for murder and other high crimes, and are acquitted by reason of insanity."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. S. W. Turner, previous notice having been given, and leave being granted, introduced

House bill No. 200, entitled

A bill to amend section 1 of act No. 82, of the session laws of 1873, relative to mutual fire insurance companies.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Hamilton, unanimous consent being given, introduced

House bill No. 201, entitled

A bill to extend the time for the collection of taxes in the townships of St. Joseph and Lincoln, in the county of Berrien, for the year 1876.

The bill was read a first and second time by its title, and pending the reference,

On motion of Mr. Hamilton,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Markham,	Mr. Stafford,
Allen,	Gies,	Martin,	Steele,
F. A. Baker,	Gould,	Mills,	Stephenson,
N. Baker,	Hall,	Moore,	Stevens,
Baldwin,	Hankerd,	Morrison,	Stinchcomb,
Brown,	Harrington,	Mosher,	Stone,
Canfield,	Hawley,	Nixon,	Thomson,
Cheney,	Hayes,	Norris,	Turck,
Clark,	Hopkins,	North,	J. M. Turner,
Conely,	Ireland,	Norton,	S. W. Turner,
Coon,	Jewell,	Parsons,	Twadell,
Crandell,	S. Johnson,	Phelps,	Valade,
Curtiss,	W. W. Johnson,	Prindle,	Van Raalte,
Dillmann,	Jones,	Read,	Welker,
Eaton,	Keeler,	Robbins,	Willett,
Edwards,	Knight,	Rork,	Winchell,
Elliott,	Lee,	Sackrider,	White,
Farr,	Ludlow,	Sharts,	Wood,
Ferguson,	McArthur,	Shetterly,	Yeomans,
Fletcher,	McGinnis,	Smith,	

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#### NAYS.

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Title agreed to.

On motion of Mr. Hamilton,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Edwards, unanimous consent being given, introduced

House bill No. 202, entitled

A bill to extend the time for the collection of taxes in the city of Niles in the county of Berrien, for the year 1876.

The bill was read a first and second time by its title, and pending the reference,

On motion of Mr. Edwards,

The rule requiring the second and third reading of bills to be on different days was suspended, two thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. McGinnis,	Mr. Smith,
Allen,	Gibbs,	Markham,	Stafford,
F. A. Baker,	Gould,	Martin,	Steele,
N. Baker,	Hall,	Mills,	Stephenson,
Baldwin,	Hamilton,	Moore,	Stevens,
Billings,	Hankerd,	Morrison,	Stinchcomb,
Brown,	Hawley,	Mosher,	Stone,
Canfield,	Hayes,	Nixon,	Thomson,
Cheney,	Hill,	North,	Turck,
Clark,	Hopkins,	Norton,	J. M. Turner,
Conely,	Ireland,	Parsons,	S. W. Turner,
Coon,	Jewell,	Phelps,	Twadell,
Crandell,	S. Johnson,	Reed,	Valade,
Curtiss,	W. W. Johnson,	Robbins,	Van Raalte,
Davis,	Jones,	Rork,	Welker,
Dillmann,	Keeler,	Sackrider,	Willett,
Eaton,	Knight,	J. O. Sawyer,	White,
Edwards,	Lee,	Sharts,	Yeomans,
Elliott,	Ludlow,	Shetterly,	Speaker,
Ferguson,	McArthur,		

79

#### NAYS.

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Title agreed to.

On motion of Mr. Edwards,

By a vote of two thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. F. A. Baker, previous notice having been given, and leave being granted introduced

House bill No. 203, entitled

A bill to abolish the county of Manitou.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 204, entitled

A bill to provide for the enforcement of the individual liability of stockholders of corporations.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

## THIRD READING OF BILLS.

House bill No. 77 (G. O. No. 37), entitled

A bill to detach T. No. 31 N., of R. 5 W., from the present township of Central Lake, in the county of Antrim, and to attach the same to the township of Jordan, in said county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brown,	Mr. Ireland,	Mr. Mosher,	Mr. Stephenson,
Clark,	Jewell,	Nixon,	Stevens,
Eaton,	S. Johnson,	Norton,	Stinchcomb,
Edwards,	Jones,	Parsons,	Stone,
Farr,	Keeler,	Phelps,	Thompson,
Ferguson,	Kelley,	Reed,	Turck,
Fletcher,	Lee,	Robbins,	J. M. Turner,
Gibbs,	Ludlow,	Rork,	Van Raalte,
Hamilton,	McArthur,	Sackrider,	Welker,
Hankerd,	Markham,	J. C. Sawyer,	Willett,
Hawley,	Martin,	Sharts,	White,
Hayes,	Mills,	Shetterly,	Wood,
Hill,	Moore,	Stafford,	Yeomans,
Hopkins,	Morrison,	Steele,	Speaker, 56.

## NAYS.

Mr. Elliott,	Mr. W.W. Johnson, Mr. Knight,	3
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Title agreed to.

On motion of Mr. Steele,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 106 (G. O. 38), entitled

A bill to provide for the better support of teachers' institutes, and to repeal sections 3789, 3790. and 3791 of the compiled laws of 1871,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Allen,

The bill was recommitted to the committee on education.

House bill No. 95 (G. O. No. 39), entitled

A bill to amend section 57, (5093) chapter 186 of the session laws of 1873, being an act entitled "An act to amend section 57, of chapter 176, being section 5093, of the compiled laws of 1871, relative to cases in chancery."

Pending the reading of the bill,

On motion of Mr. Wood,

The bill was laid on the table.

House bill No. 20 (G. O. 41), entitled

A bill to prevent attorneys, counselors, agents, and the like, from becoming sureties in certain cases,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. McGinnis.	Mr. J. C. Sawyer,
Allen,	Fletcher,	Martin,	Shetterly,
F. A. Baker,	Gies,	Mills,	Stafford,
N. Baker,	Hall,	Moore,	Stone,
Canfield,	Hamilton,	Morrison,	J. M. Turner,
Clark,	Hankerd,	Norris,	Twadell,
Conely,	Harrington,	North,	Valade,
Coon,	Hawley,	Norton,	Willett,
Crandell,	Hayes,	Phelps,	Winchell,
Davis,	Hill,	Robbins,	White,
Dillmann,	Hopkins,	Rork,	Wood,
Edwards,	W. W. Johnson,	Sackrider,	Woodworth,
Elliott,	Lee,	A. J. Sawyer,	Yeomans, 52

## NAYS.

Mr. Billings,	Mr. Jewell,	Mr. Mosher,	Stephenson,
Brown,	S. Johnson,	Nixon,	Stevens,
Cheney,	Jones,	Parsons,	Stinchcomb,
Curtiss,	Kelley,	Prindle,	Thomson,
Eaton,	Knight,	Reed,	Turck,
Farr,	Ludlow,	Sharts,	Van Raalte,
Gibbs,	McArthur,	Smith,	Welker,
Gould,	Markham,	Steele,	Speaker, 36
Ireland,			

Title agreed to.

Mr. Mills moved to reconsider the vote by which the House passed the bill.

Mr. Hamilton moved to lay the motion to reconsider on the table ;

Which motion did not prevail.

The motion to reconsider then did not prevail.

## MOTIONS AND RESOLUTIONS.

Mr. J. M. Turner offered the following :

*Resolved* (the Senate concurring), That the State printer be and is hereby instructed to furnish 1,500 additional copies of the Legislative Manual (of 1877-78) printed and bound in the usual manner, which shall be placed on sale in the State Library at a price not exceeding ninety-five cents per copy.

Laid over under the rules.

Mr. Conely offered the following :

*Resolved*, That hereafter until the expiration of the time for the introduction of bills the regular daily sessions of this House be from 9:30 A. M. to 12:30 P. M., and that the remainder of the day be devoted to committee work.

Mr. Gies moved to amend by striking out the "30" after the numbers "9" and "12 ;"

Which motion did not prevail.

The resolution was then adopted.

Mr. F. A. Baker offered the following :

*Resolved* (the Senate concurring), That from and after the 15th day of March the two houses will transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the journals by the Secretary of

the Senate and the Clerk of the House; and the time of final adjournment of this Legislature shall be on Tuesday, the 20th day of March, 1877, at 12 o'clock noon of that day.

Laid over under the rules.

Mr. Sharts moved to discharge the committee of the whole from the further consideration of

Senate joint resolution No. 2, entitled

Joint resolution authorizing the purchase of certain books of a public nature for the use of the State;

Which motion prevailed.

On motion of Mr. Sharts,

The joint resolution was placed on the order of third reading.

#### UNFINISHED BUSINESS.

The question being on the adoption of the following resolution:

*Resolved* (the Senate concurring), That the postmaster of the Senate and House be and is hereby instructed to keep *uninterruptedly* open, the postoffice in the building from eight o'clock in the forenoon to ten o'clock in the evening of each and every day either house of this Legislature may be in session; and on Sundays from nine o'clock to ten o'clock in the forenoon, and from five o'clock to six o'clock in the afternoon.

Mr. Mosher moved to amend the resolution by striking out that portion requiring the postmaster to keep the postoffice open on Sunday.

Mr. Hawley moved to amend the amendment so that the postmaster be instructed to keep the office open from 12:30 to 1 o'clock P. M. Sundays;

Which motion did not prevail.

The motion to amend then prevailed.

The resolution as amended was then adopted.

On motion of Mr. Parsons,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr Conely, by unanimous consent, moved to reconsider the vote by which the House adopted the resolution offered by himself this forenoon, providing for but one session of the House per day hereafter, beginning at 9:30 A. M. and closing at 12:30 P. M., until after the expiration of the time for the introduction of bills;

Which motion prevailed.

The question being on the adoption of the resolution,

Mr. Conely offered the following substitute therefor:

*Resolved*, That from and after this day there shall be but one daily session of the House, commencing at 9:30 A. M.

Mr. W. W. Johnson moved to amend the substitute by making the time of commencing 9 instead of 9:30 o'clock A. M.;

Which motion did not prevail.



The substitute was then agreed to.

The resolution as substituted was then adopted.

SPECIAL ORDER.

Being the consideration of  
Senate bill No. 22, entitled

A bill to amend section 2 of act No. 15 of the session laws of 1875, approved February 25, 1875, entitled "An act for the protection of inn and hotel keepers."

The question being on the passage of the bill,

Mr. Van Raalte moved that the bill be laid on the table ;

Which motion did not prevail.

Mr. Welker moved that all further action under the special order be suspended for the day ;

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Hamilton, by unanimous consent, moved that the following bill be taken from the special order :

Senate bill No. 22, entitled

A bill to amend section two of act No. 15 of the session laws of 1875, approved February 25th, 1875, entitled an act for the protection of inn and hotel keepers ;

Which motion did not prevail.

GENERAL ORDER.

On motion of Mr. Farr,

The House went into committee of the whole on the general order,

Mr. Harrington in the chair.

After some time spent therein the committee rose, and through the chairman made the following report :

The committee of the whole have had under consideration the following entitled bills :

1. House bill No. 2 (G. O. 43), entitled

A bill re-incorporating the village of Ithaca ;

2. House bill No. 50 (G. O. No. 44), entitled

A bill to amend an act entitled "An act to incorporate the city of Niles," approved Feb. 12th, 1859, and the several acts amendatory thereof ;

3. Senate bill No. 13, entitled

A bill supplementary to an act entitled "An act for the encouragement of agriculture, manufactures, and the mechanic arts," approved March 16, 1849 ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills :

4. Senate bill 29, entitled

A bill to amend section 254 of the compiled laws, being an act to establish the rate of fees to be charged by the Auditor General for furnishing transcripts, lists, abstracts and certificates ;

5. Senate bill No. 20, entitled

A bill to amend section 7492 of the compiled laws of 1871, the same being section 1 of an act entitled "An act providing for the payment of the fees of certain officers for services rendered in criminal cases," approved April 2, 1849 :

6. Senate bill No. 5, entitled

A bill to provide for the making of abstracts of lands sold for taxes and unredeemed, by the Auditor General;

7. House bill No 96 (G. O. 49), entitled

A bill to amend section 1 of chapter 177, being compiler's section 5245 of the compiled laws of 1871, entitled "An act requiring judges of probate in certain cases to give notice to foreign consuls of an application for administration in the estate of deceased persons," approved March 18, 1865;

8. House reprint of Senate bill No. 14 (G. O. 46), entitled

A bill to amend sections 18, 23, and 27, of an act entitled "An act to incorporate the village of Red Jacket, in Houghton county," approved March 19, 1875;

9. House bill No. 80 (G. O. 45), entitled

A bill to re-incorporate the village of Wayne;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

10. House bill No. 84 (G. O. 47), entitled

A bill to authorize the county of Menominee to repair the existing bridge across the Menominee river,

And have directed their chairman to report the same back to the House, with the recommendation that it be referred to the committee on judiciary.

The committee of the whole have also had under consideration the following entitled bill:

11. House bill No. 102 (G. O. 50), entitled

A bill to amend section 1 of act No. 377 of the session laws of 1873, being an act entitled "An act to confer certain powers upon the board of county auditors for the county of Wayne," approved April 19, 1873,

And have directed their chairman to report the same back to the House with the recommendation that it be laid on the table.

C. F. HARRINGTON, *Chairman*.

Report accepted and committee discharge.

The question being on concurring in the amendments made by the committee of the whole to the first, second, and third named bills,

Mr. Wood demanded a division of the question, so that the question on concurring in the amendments made to the third named bill be taken separately.

The question being on concurring in the amendments made to the first and second named bills,

On motion of Mr. Hamilton,

The same were concurred in.

The first and second named bills were then placed on the order of third reading of bills.

The question being on concurring in the amendments made to the third named bill,

Mr. Wood moved that the bill be re-committed to the committee on manufactures.

Mr. Wood demanded the yeas and nays on the motion to recommit.

The demand was seconded, and the motion to recommit prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Gies,	Mr. Markham,	Mr. Stinchcomb,
F. A. Baker,	Gould,	Morrison,	Stone,
N. Baker,	Hamilton,	Norris,	Thomson,
Billings,	Hankerd,	North,	Turck,
Brown,	Harrington,	Norton,	Twadell,
Clark,	Hill,	Parsons,	Valade,
Conely,	Hopkins,	Prindle,	Van Raalte,
Coon,	Ireland,	Reed,	Walkinshaw,
Crandell,	Jewell,	Robbins,	Welker,
Davis,	S. Johnson,	Rork,	Willet,
Dillmann,	Jones,	Sackrider,	Winchell,
Elliott,	Keeler,	J. C. Sawyer,	White,
Farr,	Knight,	Sharts,	Wood,
Ferguson,	Lee,	Stafford,	Woodworth,
Fletcher,	Ludlow,	Steele,	Yeomans,
Gibbs,	McGinnis,	Stevens,	Speaker. 64

## NAYS.

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The bill was then re-committed to the committee on manufactures.

The fourth, fifth, sixth, seventh, eighth, and ninth named bills were then placed on the order of third reading of bills.

The question being on concurring in the recommendation of the committee of the whole as to the tenth named bill.

On motion of Mr. Mosher,

The House concurred.

The bill was then referred to the committee on judiciary,

The question being on concurring in the recommendation of the committee of the whole as to the eleventh named bill,

On motion of Mr. Conely,

The House concurred.

The bill was then laid on the table.

## MESSAGE FROM THE SENATE.

The Speaker, by unanimous consent, announced the following:

SENATE CHAMBER, {  
Lansing, February 13, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bills:

1. House manuscript bill No. 201, entitled

A bill to extend the time for the collection of taxes in the townships of St. Joseph and Lincoln, in the county of Berrien, for the year 1876;

2. House manuscript bill No. 202, entitled

A bill to extend the time for the collection of taxes in the city of Niles, in the county of Berrien, for the year 1876;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. F. A. Baker,  
The House adjourned.

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*Lansing, Wednesday, February 14, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Representative Mills.

Roll called: quorum present.

Absent without leave, Mr. Stanchfield.

Mr. Hopkins asked and obtained leave of absence for Mr. Stanchfield until the 15th.

#### PRESENTATION OF PETITIONS.

No. 245. By Mr. Norton: Petition of D. A. Dennison, Edward Aspinwell, John Staley, and 46 other residents of the town of Troy, Oakland county, to repeal special act No. 229, session laws of 1849, in regard to a certain highway in said township;

Referred to the committee on roads and bridges.

No. 246. By Mr. Chase: Petition of F. A. Davis, Jas. T. Harris, L. C. Mead, and 65 others, for the passage of a law for the better preservation of deer;

Referred to the committee on State affairs.

No. 247. By Mr. Chase: Remonstrance of Aaron Sickles, and 30 others, against the re-establishing of the county superintendency of schools;

Referred to the committee on education.

No. 248. By Mr. Chase: Petition of J. P. More, L. C. Shelby, E. W. Cobb, and 37 others, for the passage of a law to facilitate the organization of mutual benefit coöperative and other benevolent societies within the State;

Referred to the committee on religious and benevolent societies.

No. 249. By Mr. White: Petition of W. Coolidge, W. E. Thorp, J. K. Flood, M. C. White, O. W. Knox, W. M. Wigton, and 15 others, in relation to illuminating oils;

Referred to the committee on public health.

No. 250. By Mr. McArthur: Petition of Francis Lessard, Geo. Kemp, P. S. Church, Louis P. Trempe, and 25 others, county officers and citizens of Chippewa county, asking for an act authorizing the application of the proceeds of the liquor tax towards the support of the county poor;

Referred to the committee on the liquor traffic.

No. 251. By Mr. N. Baker: Remonstrance of H. I. Hilton, and 149 others, against the passage of a law to prevent hounding deer;

Referred to the committee on State affairs.

No. 252. By Mr. Mosher: Petition of John M. Osborn, J. K. Boyse, A. H.

Webb, and 139 others, praying for a law authorizing the appointment of drain commissioners by township boards ;

Referred to the committee on drainage.

No. 253. By Mr. Smith: Petition of Wm. N. Gee, Netta Buck, and many others, praying for a change in school superintendents ;

Referred to the committee on State affairs.

No. 254. By Mr. Dillman: Petition of Aug. Goebel, Don C. Chamberlain, Chas. Howard, and 800 other citizens of Detroit, asking for an equalization of the liquor tax law ;

Referred to the committee on the liquor traffic.

No. 255. By Mr. Morrison: Petition of Samuel W. Walker, jr., Wm. A. Pettingill, Wm. Blair, and 107 others, against the passage of any law increasing the salary of the county auditors of Wayne county ;

Referred to the committee on ways and means.

No. 256. By Mr. Ferguson: Petition of C. C. Phillips, C. W. Pearson, C. L. Brown, and 64 others, citizens of Van Buren county, in favor of district superintendents of schools ;

Referred to the committee on education.

No. 257. By Mr. J. C. Sawyer: Memorial for the establishment of a preparatory school at Medina, Mich.

On demand of Mr. J. C. Sawyer,

The memorial was read at length and spread at large on the journal, as follows :

*To the Honorable members of the Legislature of the State of Michigan :*

A deep and abiding interest in the educational welfare of our State has moved the undersigned, your petitioners, to unite in a prayer to your honorable body, that you will look favorably upon the propositions, suggestions, and requests hereinafter to be set forth.

There was in the year A. D. 1853, established at the village of Medina, Lenawee county, an institution of learning—since well and favorably known as “Oak Grove Academy.” This institution was founded, and is now owned by a joint stock company, and managed by a board of trustees, duly appointed by said stockholders.

This school thus constituted has been a success, and its power for disciplining and training up those under its tuition and watchcare into a higher and nobler manhood, can be attested by hundreds who have availed themselves of its superior advantages,—many of whom are to-day in the occupancy of high positions of honor and trust within our own and adjoining states.

Your petitioners would respectfully call the attention of your honorable body to the historical sketch of this institution, as recorded in a recent work entitled “*Bean Creek Valley*,” as follows, to-wit ; “In 1853, the inhabitants of Medina, feeling the need of better and superior school facilities, organized a joint stock company and erected the necessary buildings for such purposes. Alonzo M. Clarkson, of Hudson, was the first principal, succeeded by Mr. O. L. Spaulding, since General O. L. Spaulding, of St. Johns, in this State.

Among the instructors employed at the Oak Grove Academy, as it was named, were Prof. Edwin Cook, of Chicago ; General Byron Cutcheon, of Manistee ; Prof. Swan, of Exeter, N. H. ; Prof. John Drake, New York ; Prof. B. F. Boughton, Wis. ; late Prosecuting Attorney E. B. Sayers, of Adrian, and Henry W. Norton, its present principal. The Academy was incorporated in 1872.

Its students adorn every path of life, from the honorable congressman to the independent farmer.

The Hon. John Baker, member of Congress from Indiana, was one of its earliest students. Eleven of its students have graduated at the various State Colleges, and more than seventy-five were officers or soldiers in the war of the rebellion.

Your petitioners would further show unto your honorable body that the stockholders and all parties interested in said "Oak Grove Academy" have consented to donate to the State forever, their entire interests in said buildings and the appurtenances thereunto belonging, on the following conditions, *to wit*: That the State, at its own expense, establish and maintain in the said village of Medina, Lenawee county, an institution of learning to be known as a preparatory department of the State Normal School, to be governed and controlled by the same general laws and enactments now in force for the government and control of said State Normal School located at Ypsilanti, and such further special enactments as the circumstances of the case may seem to require.

Said stockholders and trustees further agreeing, without cost to the State, to furnish in addition to the lands already owned by them (being some three acres), such further lands as may be necessary, if any, for the erection of dormitories, residences, etc., etc.

Your petitioners would further state unto your honorable body that the acceptance of this generous proposition on the part of the stockholders and trustees as aforesaid, by the State, would, in their opinion, greatly advance the educational interests of our commonwealth and at the same time prove a powerful auxiliary to the State Normal School already in operation at said Ypsilanti.

Your petitioners further believe that the location is such, and the surrounding circumstances so favorable, that after a few years *at most* this preparatory school would become *self-sustaining* and would require no further appropriations on the part of the State for its continuance and perpetuity, there being hundreds of young people who, in their opinion, would avail themselves of the advantages of this school, who would never do so were they required to make their first start at Ypsilanti.

Your petitioners would further state in conclusion that this measure has to their knowledge the hearty sympathy and endorsement of the Governor of our State, who has for a large part of his life lived near "Oak Grove Academy," and is well acquainted with all the circumstances in connection therewith. This reference to the Governor is not in any sense designed to forestall or influence legislation in this matter. These sentiments were expressed by him before his name was ever mentioned in that connection.

In view of these things your petitioners feel emboldened to urge upon the attention of your honorable body the propositions, suggestions, etc., herein set forth, and pray that at your earliest convenience you will take such action therein as you may deem wisest and best for all concerned. And your petitioners will ever pray.

The memorial was referred to the committee on education.

No. 258. By Mr. A. J. Sawyer: Petition of Hon. A. D. Crane and 67 others, requesting that a special act be passed authorizing the formation and organization of a military company with headquarters at Dexter, to be attached to the first regiment of State troops.

On demand of Mr. A. J. Sawyer,

The petition was read at length and spread at large on the journal, as follows:



*To the Honorable the Senate and House of Representatives of the State of Michigan :*

Your petitioners most respectfully show that they are residents of the village of Dexter and vicinity, in the county of Washtenaw, and are desirous of organizing a military company of State troops to be attached to the first regiment of State troops; that they have a sufficient number of able-bodied men already pledged to enlist in such company to fill the ranks to a maximum number, and they therefore pray your Honorable body to pass a special act authorizing the formation and organization of a company with headquarters at the village of Dexter aforesaid, and to be attached to the first regiment of State troops on an equal footing with other companies of State troops already organized. And your petitioners will ever pray, etc.

Dexter, Feb. 6, 1877.

The petition was referred to the committee on military affairs.

No. 259. By Mr. Shetterly: Remonstrance of J. N. Young, J. G. Summers, and 45 others of the village of Utica, against the incorporation of the village of Utica;

Referred to the committee on municipal corporations.

No. 260. By Mr. Shetterly: Petition of Alex. Grant, Wm. Brownell, and 56 others of the village of Utica, for the incorporation of said village;

Referred to the committee on municipal corporations.

No. 261. Mr. F. A. Baker: Petition of C. A. Kent, G. V. N. Lothrop, and many others, for an amendment to the constitution, relative to the powers of boards of supervisors and the county auditors of Wayne county.

On demand of Mr. F. A. Baker,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable, the Legislature of the State of Michigan :*

Your humble petitioners most respectfully pray your honorable body to authorize by joint resolution the submission to the electors of this State an amendment to the constitution, changing Article X., section 10, of said constitution, which reads as follows:

“The Board of Supervisors, or in the county of Wayne the Board of County Auditors, shall have the exclusive power to prescribe and fix the compensation for all services rendered for and to adjust all claims against their respective counties; and the sum so fixed or defined shall be subject to no appeal,” by striking out the concluding clause, “and the sum so fixed or defined shall be subject to no appeal.”

The petition was referred to the committee on judiciary.

No. 262. By Mr. Yeomans: John S. Malcomson, A. C. Lee, Nathan Holmes, D. S. Brownell, and fifty others, citizens of Ionia county, asking for the passage of a law to authorize the aforesaid persons to build a dam or waste-wier across the outlet of Morrison lake, Ionia county;

Referred to the committee on state affairs.

No. 263. By Mr. Willett: Petition of the board of supervisors of Genesee county, asking their representatives in the legislature to use all honorable means to secure an amendment to the law relative to the moneys raised by taxing the liquor traffic, and place the same to the credit of the county poor fund:

Referred to the committee on the liquor traffic.

No. 264. By Mr. Willett: Memorial of Wm. Hamilton, mayor, Wm. B.



McCreery, Jerome Eddy, Alex. McFarlan, E. H. Thompson, Wm. L. Smith, F. W. Judd, Geo. M. Dewey, F. F. Hyatt, J. Brush Fenton, Wm. Stevenson, and 168 others, citizens and taxpayers of Flint, asking that the moneys raised under the law taxing the manufacture and sale of liquors may not be disposed of otherwise than as now provided by law;

Referred to the committee on the liquor traffic.

No. 265. By Mr. Winchell: Petition of Frank Batchelor, J. E. Watson, Thos. Shepherd, Isaac Page, N. W. Lewis, Bradley Gilbert, Geo. C. Gates, E. C. Knight, and 100 others, asking for a law to prevent adulteration of patent fertilizers;

Referred to the committee on agriculture.

No. 266. By Mr. Conely: Memorial of John W. McGrath, relative to a tax sale.

On request of Mr. Conely,

The memorial was referred to the committee on the judiciary.

No. 267. By Mr. McGinnis: Petition of Francis Benson and many others, relative to the sale of fruits and vegetables;

Referred to the committee on agriculture.

No. 268. By Mr. Allen: Petition of Geo. B. Mason and 117 others, that certain territory in the townships of Lodi, Pittsfield, and York, Washtenaw county, be attached to the township of Saline in said county;

Referred to the committee on towns and counties.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House manuscript bill No. 201, entitled

A bill to extend the time for the collection of taxes in the townships of St. Joseph and Lincoln, in the county of Berrien, for the year 1876;

2. House manuscript bill No. 202, entitled

A bill to extend the time for the collection of taxes in the city of Niles, in the county of Berrien, for the year 1876.

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 176, entitled

A bill to provide for the laying out and establishing of a State road in the county of Isle Royal,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. L. ABBOTT, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 88, entitled

A bill to provide for appeals from judgments of justices of the peace,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, in pursuance of a resolution heretofore passed by this House, authorizing the State Librarian to purchase, for the use of the judiciary committee, certain books,

Respectfully report that the State Librarian has purchased the books named in said resolution, and that they are now in the judiciary committee room for the use of the committee and members of this House. The bill hereto annexed contains a list of said books and the price thereof, and is made a part of this report, being the sum of \$33.25.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The report was adopted.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 190, entitled

A bill to authorize the township board of the township of Menominee to regulate or prohibit auctions, and to license the same within the limits of the incorporated village of Menominee in said township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 192, entitled

A bill to amend sections 4, 5, 29, and 50 of act No. 249, laws of 1871, entitled "An act to incorporate the city of Alpena," approved March 29, 1871, and section 57 of said act 249, as amended by section 1, of act 263, laws of 1873, approved April 22, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 170, entitled

A bill to amend sections 2 and 23 of act No. 215, laws of 1873, entitled, "An act to incorporate the village of 'Howard City,'" approved March 14, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health to whom was referred

House bills No. 70 and 74, each entitled

A bill to provide for the better protection of life in theatres, concert halls, lecture rooms and public schools;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to provide for the better protection of life in theaters, concert halls, lecture rooms, churches and public schools,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

C. W. PRINDLE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Prindle,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was recommitted

House bill No. 44, entitled

A bill to protect the citizens of Michigan from empiricism, and elevate the standing of the medical profession,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. PRINDLE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Prindle,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered reprinted, referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred the following resolution :

*Resolved*, 'That the committee on health be instructed to ascertain and report to this House whether any legislation is needed to prevent the spread of small-pox from any of the public institutions of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that it be referred to the committee on judiciary, and ask to be discharged from the further consideration of the subject.

C. W. PRINDLE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Prindle,

The recommendation of the committee was concurred in.

The resolution was then referred to the committee on judiciary.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }  
Lansing, Feb. 13, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to return to the House the following bill :

House bill No. 33, entitled

A bill to change the name of Agnes B. Frye, Francis W. Frye, Jennie M. Frye, Margaret S. Frye, Grace B. Frye, Agnes J. Frye, John E. Frye, and Hampton R. Frye, to surname of Stevens ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, February 13, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill :

Senate bill No. 43, entitled

A bill to amend sections 2 and 5, of article 14, and sections 1, 2 and 3 of article 15, and section 1 of article 16, of act No. 290 of the session laws of 1867, being an act to incorporate the village of St. Johns,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, February 13, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to retransmit the following bill:

Senate bill No. 11, entitled

A bill to amend section 45 of chapter 150, being section 4247 of the compiled laws of 1871, relative to alienation by deed and the proof and recording of conveyances and the canceling of mortgages,

Which the House amended as follows:

1. By striking out of recited section 45, commencing in line 7, the words “and that the estate of said mortgagee or assignee has no legal representatives,” and inserting in lieu thereof the following: “and that at least three months have elapsed since the death of the deceased, and that the names and residences of the legal representatives, if any there are, of the mortgagee or assignee, are unknown to the petitioner;”

2. By adding to the end of the section the following: “such certificate may be recorded in the office of the register of deeds of any county where the lands described in the mortgage are situated, in a book to be provided by such register, at the expense of the county; such record shall have the same effect as evidence and notice as the record of deeds and mortgages;”

And to inform the House that the Senate has amended the first-named amendment by adding after the word “petitioner” the words: “and that he has been unable to ascertain the same, after diligent search and inquiry;”

In which amendment as thus amended the Senate has concurred.

And further to inform the House that the Senate has non-concurred on the second-named amendment.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the House amendment,

On motion of Mr. F. A. Baker,

The bill was recommitted to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, February 13, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 15, entitled

A bill to amend sections 14, 25, 28, and 38, and to add four new sections, to stand as sections 65, 66, 67, and 68, of an act entitled “An act to incorporate the village of Cedar Springs,” approved March 18th, 1871;

2. Senate bill No. 46, entitled

A bill to repeal section 1 of chapter 10, of act No. 62, of the session laws of 1875;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The second named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

#### NOTICES.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill for the relief of Wm. Fohey, and the discharge of a mortgage held by the State upon his property.

Mr. J. M. Turner gave notice that on some future day he would ask leave to introduce

A bill to provide for the consolidation of the Young Men's Society and the Lansing Library Association of Lansing into one corporation, to be called the Library Association of Lansing, Michigan.

Mr. Sharts gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory in the townships of Owosso and Caledonia, Shiawassee county, from the union school district of the city of Owosso;

Also,

A bill to appropriate certain swamp lands in Shiawassee county for the drainage of the marsh in the town of Rush, Shiawassee county.

Mr. Morrison gave notice that on some future day he would ask leave to introduce

A bill to amend sections 64 and 66 of the general banking law, entitled "An act to authorize the business of banking," approved February 16, 1857, the same being sections 2245 and 2247 of the compiled laws of 1871.

Mr. Stone gave notice that on some future day he would ask leave to introduce

A bill to disorganize the township of Lincoln in the county of Midland, and to attach the territory of Hope in said county.

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill to authorize the formation of corporations for the purpose of making navigable the small streams, creeks, brooks, and water courses, and of improving the navigation of rivers and lakes.

Mr. Mosher gave notice that on some future day he would ask leave to introduce

A bill to authorize the appointment of drain commissioner by township boards;

Also,

A bill to prohibit the sale and use of spirituous or intoxicating liquors as a beverage, and to regulate the sale of the same for medicinal and mechanical purposes.

Mr. Phelps gave notice that on some future day he would ask leave to introduce

A joint resolution requiring the Auditor General to credit the counties of Mecosta and Midland and charge back against the county of Isabella, certain moneys wrongfully and erroneously charged to said counties and credited to the county of Isabella, by virtue of a joint resolution No. 31 of the session laws of 1875.



Mr. Rork gave notice that on some future day he would ask leave to introduce

A bill to further amend section 1 of an act entitled "An act to prevent fishing with seines and pound or trap nets in the small inland lakes and streams in the State of Michigan," being compiler's section 2087 of the compiled laws of 1871, approved March 11, 1865, as amended by act No. 49, session laws of 1873, approved March 27, 1873.

Mr. Knight gave notice that on some future day he would ask leave to introduce

A bill to amend act 422 of the session laws of 1871 so as to reduce the rate of tolls on the Bay City and Tuscola Plank Road, situated in the counties of Bay and Saginaw.

Mr. Cheney gave notice that on some future day he would ask leave to introduce

A bill to amend section 13 of chapter 167 of the compiled laws of 1871, relative to filing and continuing chattel mortgages.

Mr. Markham gave notice that on some future day he would ask leave to introduce

A bill to provide for surveying, platting, and recording maps, or plats, by village authorities, of lots and subdivisions of land within the corporate limits of villages of this State.

Mr. Dillman gave notice that on some future day he would ask leave to introduce

A bill relative to telegraph dispatches.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill to amend section 5, of chapter 26, of the compiled laws of 1871, being the compiler's section 1256, relative to highways;

Also,

A joint resolution authorizing the Auditor General to correct certain certificates of tax sales issued to Merritt H. Waterman, and the records thereof, and of such sales.

Mr. Sackrider gave notice that on some future day he would ask leave to introduce

A bill to provide for the removal of the jam of flood-wood in the Shiawassee river, in the county of Saginaw, for the purpose of preventing the permanent overflow of valuable lands adjacent thereto, and to appropriate ten sections of swamp land to defray the cost thereof.

Mr. Robbins gave notice that on some future day he would ask leave to introduce

A bill to amend section 6 of act No. 181 of the compiled laws of 1875, entitled "An act to provide for the inspection of illuminating oils, manufactured from petroleum or coal oils."

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A joint resolution proposing an amendment to section 10, Article X, of the constitution of this State, relative to county auditors.

Mr. Hamilton gave notice that on some future day he would ask leave to introduce

A bill to establish a State Reform School for girls;

Also,



A bill to amend section 1 of an act entitled "An act concerning bail in criminal cases," approved March 31, 1840, being compiler's section 7877 of the compiled laws of 1871.

Mr. J. M. Turner gave notice that on some future day he would ask leave to introduce

A bill to provide for making unknown heirs or devisees of deceased persons defendants in action,

Mr. Van Raalte gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Holland.

Mr. Winchell gave notice that on some future day he would ask leave to introduce

A bill to amend section 14 of act No. 355 of the session laws of 1869, being an act entitled "An act to incorporate the village of Plainwell, in the county of Allegan."

#### INTRODUCTION OF BILLS.

Mr. Norton, previous notice having been given, and leave being granted, introduced

House bill No. 205, entitled

A bill to repeal act No. 229 of the session laws of 1849, entitled "An act to lay out, alter, and establish a public highway on sec. 1, township 2 north of range 11 east, in the township of Troy in the county of Oakland.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 206, entitled

A bill to amend sections 13, 15, 16, and 21 of chapter one hundred and eighty-nine of compiled laws of 1871, being compiler's sections 5982, 5984, 5985, and 5990, relative to drawing of jurors.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 207, entitled

A bill making an appropriation for the erection of a museum building for the University of Michigan.

The bill was read a first and second time by its title, and referred to the committee on University.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 208, entitled

A bill to amend section 58 of chapter 189 of compiled laws of 1871, being compiler's section 6027, relative to challenging of jurors in civil cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. McArthur, previous notice having been given, and leave being granted, introduced

House bill No. 209, entitled

A bill to detach the county of Cheboygan from the eleventh judicial circuit, and attach the same to the thirteenth judicial circuit.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. McArthur, previous notice having been given, and leave being granted, introduced

House bill No. 210, entitled

A bill to detach certain territory from the township of Grant, in the county of Cheboygan, and to attach the same to the township of Duncan in said county.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. W. W. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 211, entitled

A bill for the protection and preservation of the abstracts of title to real estate in the county of Kent, and to continue the same.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. S. W. Turner, previous notice having been given, and leave being granted, introduced

House bill No. 212, entitled

A bill to amend sections 2, 3, 4, 5, 6, 7, 8, 9, 13, 15, 16, 17, 18, 19, 20, 25, 26, 30, 31, 32, and 36, of an act to incorporate the village of Leslie.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Shetterly, previous notice having been given, and leave being granted, introduced

House bill No. 213, entitled

A bill to amend act No. 49 of the session laws of 1873, entitled "An act to amend section 2087 of the compiled laws of 1871, being section 1 of an act entitled 'An act to prevent fishing with seines and pound or trap nets in the small inland lakes and streams in the State of Michigan,' " approved March 11, 1865.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Crandell, previous notice having been given, and leave being granted, introduced

House bill No. 214, entitled

A bill to amend an act entitled "An act to incorporate the city of Wyandotte."

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Dowling, previous notice having been given, and leave being granted introduced

House bill No. 215, entitled

A bill to repeal chapter 48, of the compiled laws of 1871, relative to the election of township drain commissioners.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Dowling, previous notice having been given, and leave being granted, introduced

House bill No. 216, entitled

A bill to amend section 6, of the compiled laws of 1871, of an act entitled

“An act to provide for the appointment of a State Reporter,” approved April 17th, 1871.

The bill was read a first and second time by its title, and

On request of Mr. Dowling,

Referred to the committee on ways and means.

Mr. McGinnis, unanimous consent being given, introduced

House bill No. 217, entitled

A bill to regulate the practice of medicine and surgery.

The bill was read a first and second time by its title, and referred to the committee on public health.

Mr. McGinnis, unanimous consent being given, introduced

House bill No. 218, entitled

A bill to prevent the sale of fruits and vegetables in cases, boxes, or baskets less than legal measure.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Jones, previous notice having been given, and leave being granted, introduced

House bill No. 219, entitled

A bill to aid in the reclamation and drainage of swamp lands in the counties of St. Clair and Lapeer.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Laubach, previous notice having been given, and leave being granted, introduced

House bill No. 220, entitled

A bill to amend sections 4, 6, 7, 42 and 58 of an act, entitled “An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven,” approved March 16, 1867, as amended by the several acts amendatory thereof.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Yeomans, previous notice having been given, and leave being granted, introduced

House bill No. 221, entitled

A bill to authorize John S. Malcomson, Nathan Holmes, David Ehle, Archilus C. Lee, and Albert Moffatt, to build a drain, or water weir across the outlet of Morrison lake in Ionia county, on section 36, in town 6 north of range 8 west.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Stafford, previous notice having been given, and leave being granted, introduced,

House bill No. 222, entitled

A bill to revise an act entitled “An act to incorporate the city of Marquette.” approved Feb. 27th, 1871.

The bill was read a first and second time by its title and referred to the committee on municipal corporations.

Mr. Stafford, previous notice having been given, and leave being granted, introduced

House joint resolution No. 19, entitled

Joint resolution amending joint resolution No. 17, approved April 24, 1873, relative to the claim of James S. Dewey.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 223, entitled

A bill to amend section 27, chapter 170, being compiler's section 4759 of the compiled laws of 1871, relative to the enforcement of decrees for alimony in divorce cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 224, entitled

A bill to amend section 13, chapter 151, being compiler's section 4281, of the compiled laws of 1871, relative to estates in dower.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 225, entitled

A bill to amend section 27, chapter 192, being compiler's section 6101, of the compiled laws of 1871, relative to exemptions of personal property from execution.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Markham, previous notice having been given, and leave being granted, introduced

House bill No. 226, entitled

A bill to amend act No. 115 of session laws of 1875, and add a new section thereto, relative to penalty for maiming, catching, and killing wild pigeons during their nesting season.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Woodworth, previous notice having been given, and leave being granted, introduced

House bill No. 227, entitled

A bill to extend the time for the collection of taxes in the township of Caseville, Huron county, for the year 1876.

The bill was read a first and second time by its title, and pending the reference of the same,

On motion of Mr. Woodworth,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of the members present voting therefor, and the bill was put upon its immediate passage;

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Markham,	Mr. Stafford,
Allen,	Gibbs,	Mills,	Steele,
F. A. Baker,	Gould,	Morrison,	Stevens,
N. Baker,	Hamilton,	Mosher,	Stinchcomb,
Baldwin,	Hankerd,	Nixon,	Stone,
Billings,	Harrington,	Norris,	Thomson,
Brown,	Hill,	North,	Turck,
Canfield,	Hopkins,	Norton,	J. M. Turner,
Chase,	Ireland,	Parsons,	S. W. Turner,
Cheney,	Jewell,	Phelps,	Twadell,
Clark,	S. Johnson,	Prindle,	Valade,
Coon,	W. W. Johnson,	Reed,	Walkinshaw,
Curtiss,	Keeler,	Robbins,	Welker,
Davis,	Kelley,	Rork,	Willetts,
Dillmann,	Knight,	Sackrider,	Winchell,
Dowling,	Laubach,	A. J. Sawyer,	White,
Eaton,	Lee,	J. C. Sawyer,	Woodworth,
Edwards,	Ludlow,	Sharts,	Yeomans,
Elliott,	McArthur,	Shetterly,	Speaker.
Ferguson,			

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## NAYS.

Title agreed to.

On motion of Mr. Woodworth,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. White, previous notice having been given, and leave being granted, introduced

House bill No. 228, entitled

A bill to amend section 9 of act No. 115 of the laws of 1875, relative to the penalty for maiming pigeons near nestings.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Van Raalte, previous notice having been given, and leave being granted, introduced

House bill No. 229, entitled

A bill to amend chapter 21 of the compiled laws of 1871, relative to the assessment of property and for the collection and return of taxes thereon, by inserting a new section, to stand as section 124, compiler's section 1090.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Kelley, by unanimous consent, moved that the committee on municipal corporations be discharged from the further consideration of

Senate bill No. 46, entitled

A bill to repeal section 1 of chapter 10 of act No. 62. of the session laws of 1875;

Which motion prevailed.

The following report was then made in accordance therewith:

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 46, entitled

A bill to repeal section 1 of chapter 10 of act No. 62, of the session laws of 1875,

Respectfully report the same back to the House, in compliance with their request.

S. L. BALDWIN, *Chairman.*

Report accepted and laid on the table.

On motion of Mr. Kelley,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Ludlow,	Mr. Shetterly.
Allen,	Gibbs,	McArthur,	Stafford,
F. A. Baker,	Gies,	McGinnis,	Steele,
N. Baker,	Gould,	Markham,	Stevens,
Baldwin,	Hamilton,	Mills,	Stinchcomb,
Billings,	Hankerd,	Morrison,	Stone,
Brown,	Harrington,	Mosher,	Thomson,
Canfield,	Hawley,	Nixon,	Turck,
Chase,	Hill,	Norris,	S. W. Turner,
Cheney,	Hopkins,	North,	Twadell,
Clark,	Ireland,	Parsons,	Valade,
Conely,	Jewell,	Phelps,	Van Raalte,
Coon,	S. Johnson,	Prindle,	Walkinshaw,
Crandell,	W. W. Johnson,	Reed,	Welker,
Curtiss,	Jones,	Robbins,	Willett,
Davis,	Keeler,	Rork,	Winchell,
Dillmann,	Kelley,	Sackrider,	Wood,
Edwards,	Knight,	A. J. Sawyer,	Woodworth,
Elliott,	Laubach,	J. C. Sawyer,	Yeomans,
Farr,	Lee,	Sharts,	Speaker,
Ferguson,			

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NAYS.

Mr. Norton,

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Title agreed to.

On motion of Mr. Kelley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. J. C. Sawyer, unanimous consent being given, introduced

House bill No. 230, entitled

A bill to detach certain territory from fractional school district No. 6 in the townships of Seneca and Medina, Lenawee county, and attach the same to school district No. 5 in the township of Medina.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Morrison, unanimous consent being given, introduced

House bill No. 231, entitled

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Markham,	Mr. Stafford,
Allen,	Gibbs,	Mills,	Steele,
F. A. Baker,	Gould,	Morrison,	Stevens,
N. Baker,	Hamilton,	Mosher,	Stinchcomb,
Baldwin,	Hankerd,	Nixon,	Stone,
Billings,	Harrington,	Norris,	Thomson,
Brown,	Hill,	North,	Turck,
Canfield,	Hopkins,	Norton,	J. M. Turner,
Chase,	Ireland,	Parsons,	S. W. Turner,
Cheney,	Jewell,	Phelps,	Twadell,
Clark,	S. Johnson,	Prindle,	Valade,
Coon,	W. W. Johnson,	Reed,	Walkinshaw,
Curtiss,	Keeler,	Robbins,	Welker,
Davis,	Kelley,	Rork,	Willetts,
Dillmann,	Knight,	Sackrider,	Winchell,
Dowling,	Laubach,	A. J. Sawyer,	White,
Eaton,	Lee,	J. C. Sawyer,	Woodworth,
Edwards,	Ludlow,	Sharts,	Yeomans,
Elliott,	McArthur,	Shetterly,	Speaker.
Ferguson,			

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## NAYS.

Title agreed to.

On motion of Mr. Woodworth,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. White, previous notice having been given, and leave being granted, introduced

House bill No. 228, entitled

A bill to amend section 9 of act No. 115 of the laws of 1875, relative to the penalty for maiming pigeons near nestings.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Van Raalte, previous notice having been given, and leave being granted, introduced

House bill No. 229, entitled

A bill to amend chapter 21 of the compiled laws of 1871, relative to the assessment of property and for the collection and return of taxes thereon, by inserting a new section, to stand as section 124, compiler's section 1090.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Kelley, by unanimous consent, moved that the committee on municipal corporations be discharged from the further consideration of

Senate bill No. 46, entitled

A bill to repeal section 1 of chapter 10 of act No. 62. of the session laws of 1875;

Which motion prevailed.

The following report was then made in accordance therewith:

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred



Senate bill No. 46, entitled

A bill to repeal section 1 of chapter 10 of act No. 62, of the session laws of 1875,

Respectfully report the same back to the House, in compliance with their request.

S. L. BALDWIN, *Chairman.*

Report accepted and laid on the table.

On motion of Mr. Kelley,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Ludlow,	Mr. Shetterly.
Allen,	Gibbs,	McArthur,	Stafford,
F. A. Baker,	Gies,	McGinnis,	Steele,
N. Baker,	Gould,	Markham,	Stevens,
Baldwin,	Hamilton,	Mills,	Stinchcomb,
Billings,	Hankerd,	Morrison,	Stone,
Brown,	Harrington,	Mosher,	Thomson,
Canfield,	Hawley,	Nixon,	Turck,
Chase,	Hill,	Norris,	S. W. Turner,
Cheney,	Hopkins,	North,	Twadell,
Clark,	Ireland,	Parsons,	Valade,
Conely,	Jewell,	Phelps,	Van Raalte,
Coon,	S. Johnson,	Prindle,	Walkinshaw,
Crandell,	W.W. Johnson,	Reed,	Welker,
Curtiss,	Jones,	Robbins,	Willetts,
Davis,	Keeler,	Rork,	Winchell,
Dillmann,	Kelley,	Sackrider,	Wood,
Edwards,	Knight,	A. J. Sawyer,	Woodworth,
Elliott,	Laubach,	J. C. Sawyer,	Yeomans,
Farr,	Lee,	Sharts,	Speaker,
Ferguson,			

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#### NAYS.

Mr. Norton,

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Title agreed to.

On motion of Mr. Kelley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. J. C. Sawyer, unanimous consent being given, introduced.

House bill No. 230, entitled

A bill to detach certain territory from fractional school district No. 6 in the townships of Seneca and Medina, Lenawee county, and attach the same to school district No. 5 in the township of Medina.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Morrison, unanimous consent being given, introduced

House bill No. 231, entitled

A bill to amend sections 2245 and 2247 of the compiled laws, relative to banking.

The bill was read a first and second time by its title, and referred to the committee on private corporations.

Mr. Winchell, previous notice having been given, and leave being granted, introduced

House bill No. 232, entitled

A bill to authorize the transfer to the general fund of certain unexpended balances of appropriations made for "History of Campaigns" and for "Corner Stone Celebration."

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Prindle, unanimous consent being given, introduced

House joint resolution No. 20, entitled

Joint resolution "Proposing an amendment to section 10, Article X., of the constitution of this State relative to county auditors."

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hill, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 156 (G. O. 76), entitled

A bill to amend sections 2 and 9 of act 331 of the session laws of 1869, entitled "An act to incorporate the village of Lawrence, in the county of Van Buren;"

Which motion prevailed.

On motion of Mr. Hill,

The bill was put upon its immediate passage, two-thirds of all the members present voting therefor.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. F. A. Baker,	Mr. Gies,	Mr. McArthur,	Mr. Shetterly,
N. Baker,	Gould,	McGinnis,	Stafford,
Baldwin,	Hamilton,	Markham,	Steele,
Brown,	Harrington,	Mills,	Stevens,
Canfield,	Hawley,	Morrison,	Stone,
Chase,	Hayes,	Mosher,	Thomson,
Cheney,	Hill,	Nixon,	Turck,
Clark,	Hopkins,	Norris,	S. W. Turner,
Conely,	Ireland,	North,	Twadell,
Coon,	Jewell,	Norton,	Valade,
Crandall,	S. Johnson,	Parsons,	Van Raalte,
Curtiss,	W. W. Johnson,	Prindle,	Walkinshaw,
Davis,	Jones,	Reed,	Welker,
Eaton,	Keeler,	Robbins,	Willett,
Edwards,	Kelley,	Rork,	Winchell,
Elliott,	Knight,	Sackrider,	White,
Farr,	Laubach,	A. J. Sawyer,	Wood,
Ferguson,	Lee,	J. C. Sawyer,	Yeomans,
Fletcher,	Ludlow,	Sharts,	Speaker,
Gibbs,			

## NAYS.

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Title agreed to.

On motion of Mr. Hill,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Harrington, by unanimous consent, moved to take from the table,

House bill No. 42 (G. O. 32), entitled

A bill to amend section 8, of chapter 206, being compiler's number 6567 of the compiled laws of 1871, relating to surrender of corporate rights ;

Which motion prevailed.

The question being on the passage of the bill, pending the taking of the vote thereon,

Mr. F. A. Baker moved to amend the bill by striking out of line 5, recited section 8, all between the words "debt" and "it;" also the proviso commencing in line 7 ;

Pending which,

Mr. Mills moved that the bill be recommitted to the committee of the whole, and placed on the general order ;

Which motion prevailed.

## THIRD READING OF BILLS.

Senate joint resolution No. 2, entitled

Joint resolution authorizing the purchase of certain books of a public nature for the use of the State ;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. A. J. Sawyer moved that the joint resolution be recommitted to the committee on State library ;

Which motion did not prevail.

The question being on the passage of the joint resolution,

Mr. Hopkins moved to amend the same by striking out of line 3 of the resolution, the words "one hundred," and inserting in lieu thereof the words "sixty ;"

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

Mr. Kelley moved to amend the resolution by striking out of line 4 the words, "seven and fifty one-hundredths," and inserting in lieu thereof the words "five ;"

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

Mr. Kelley moved that the joint resolution be referred to the committee on supplies and expenditures ;

Which motion did not prevail.

The question being on the passage of the joint resolution,

Mr. Norris moved that the House do now adjourn ;

Which motion did not prevail.

Mr. Hamilton demanded the previous question ;

The demand was seconded.

The question being, shall the main question be now put,

The main question was ordered.

The joint resolution was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Lee,	Mr. Sharts,
F. A. Baker,	Gibbs,	Ludlow,	Shetterly,
Baldwin,	Gies,	McArthur,	Smith,
Billings,	Hamilton,	McGinnis,	Stafford,
Brown,	Harrington,	Mills,	Steele,
Chase,	Hawley,	Moore,	Stephenson,
Cheney,	Hill,	Mosher,	Stevens,
Clark,	Hopkins,	North,	Stone,
Conely,	Ireland,	Parsons,	S. W. Turner,
Coon,	Jewell,	Phelps,	Valade,
Davis,	S. Johnson,	Reed,	Walkinshaw,
Dillmann,	W. W. Johnson,	Robbins,	Welker,
Eaton,	Jones,	Rork,	Willetts,
Edwards,	Keeler,	Sackrider,	Winchell,
Elliott,	Laubach,	A. J. Sawyer,	Speaker,
Farr,			

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## NAYS.

Mr. Allen,	Mr. Gould,	Mr. Morrison,	Mr. Thomson,
N. Baker,	Hankerd,	Nixon,	Turck,
Canfield,	Hayes,	Norris,	Twadell,
Crandell,	Kelley,	Norton,	Van Raalte,
Curtiss,	Knight,	J. C. Sawyer,	Woodworth,
Ferguson,	Markham,	Stinchcomb,	Yeomans,

24

Pending the announcement of the vote,

Mr. Steele moved that Mr. Billings be excused from voting ;

Which motion did not prevail.

Mr. Billings then voted as recorded above.

Mr. Mills moved that Mr. Van Raalte be excused from voting ;

Which motion did not prevail.

Mr. Van Raalte then voted as recorded above.

Mr. Elliott moved that Mr. Hopkins be excused from voting ;

Which motion did not prevail.

Mr. Hopkins then voted as recorded above.

Title and preamble agreed to.

Mr. Hamilton moved to reconsider the vote by which the House passed the joint resolution, and also moved to lay that motion on the table ;

Pending which,

Mr. Norris moved that the House do now adjourn.

Mr. Norris demanded the yeas and nays.

The demand was seconded, and the motion to adjourn did not prevail, by yeas and nays, as follows :

## YEAS.

Mr. N. Baker,	Mr. W. W. Johnson,	Mr. Norton,	Mr. Turck,
Billings,	Jones,	Parsons,	Twadell,
Canfield,	Kelley,	Phelps,	Valade,
Chase,	Knight,	A. J. Sawyer,	Van Raalte,
Coon,	Markham,	J. C. Sawyer,	Wood,
Ferguson,	Mills,	Smith,	Woodworth,
Hall,	Morrison,	Steele,	Yeomans,

Mr. Hanker,	Mr. Mosher,	Mr. Stinchcomb,	Mr. Speaker,	
Hayes,	Nixon,	Thomson,		35

## NAYS.

Mr. Abbott,	Mr. Elliott,	Mr. S. Johnson,	Mr. Rork,
Allen,	Farr,	Keeler,	Sackrider,
F. A. Baker,	Fletcher,	Laubach,	Sharts,
Baldwin,	Gibbs,	Lee,	Shetterly,
Brown,	Gies,	Ludlow,	Stafford,
Cheney,	Gould,	McArthur,	Stephenson,
Clark,	Hamilton,	McGinnis,	Stevens,
Conely,	Harrington,	Moore,	Stone,
Crandell,	Hawley,	Norris,	S. W. Turner,
Curtiss,	Hill,	North,	Walkinshaw,
Davis,	Hopkins,	Prindle,	Welker,
Dillmann,	Ireland,	Reed,	Willett,
Eaton,	Jewell,	Robbins,	Winchell,
Edwards,			53

Mr. A. J. Sawyer demanded the yeas and nays on the motion to lay on the table.

The demand was seconded.

Both the motion to reconsider and the motion to lay upon the table were then withdrawn.

Mr. A. J. Sawyer gave notice that within the time prescribed he would move to reconsider the vote by which the bill was passed.

On motion of Mr. Van Raalte,

The House adjourned.



*Lansing, Thursday, February 15, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Carpenter.

Roll called: quorum present.

Absent without leave; Mr. Davis and Mr. Sharts.

Mr. North asked and obtained leave of absence for Mr. Davis until the 16th.

Mr. Reed asked and obtained leave of absence for Mr. Sharts until the 16th.

Mr. Martin, by unanimous consent, offered the following resolution:

*Resolved*, That the select committee on investigation of Trespass agent, be and they are hereby authorized to employ a stenographer; also that they are further authorized to have the testimony transcribed in duplicate;

Which was adopted.

Mr. Hawley, by unanimous consent, offered the following resolution:

*Resolved*, That the Attorney General be and he is hereby requested to inform this House whether the 19th section of the fourth article, of the constitution of

this State, requires the reading in full, three times, of all bills and joint resolutions previous to their final passage; and whether one of the required readings may take place in the standing and special committees.

On motion of Mr. Van Raalte,

The resolution was referred to the committee on judiciary.

Mr. A. J. Sawyer moved to reconsider the vote by which the House passed Senate joint resolution No. 2, entitled

Joint resolution authorizing the purchase of certain books of a public nature for the use of the State.

Mr. Norris demanded the yeas and nays.

The demand was seconded, and the motion to reconsider prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Mosher,	Mr. Stinchcomb,
Allen,	Gould,	Nixon,	Thomson,
Allman,	Hankerd,	Norris,	Turck,
N. Baker,	Hill,	Norton,	J. M. Turner,
Baldwin,	Hopkins,	Parsons,	Twadell,
Billings,	Ireland,	Phelps,	Valade,
Brown,	W.W. Johnson,	Prindle,	Van Raalte,
Canfield,	Keeler,	Robbins,	Welker,
Chase,	Kelley,	Rork,	Winchell,
Crandell,	Knight,	A. J. Sawyer,	White,
Curtiss,	Lee,	J. C. Sawyer,	Wood,
Dowling,	McArthur,	Shetterly,	Woodworth,
Edwards,	Markham,	Smith,	Yeomans,
Farr,	Miller,	Stanchfield,	Speaker,
Ferguson,	Morrison,	Stevens,	59

#### NAYS.

Mr. F. A. Baker,	Mr. Elliott,	Mr. Laubach,	Mr. Sackrider,
Cheney,	Gies,	Ludlow,	Stafford,
Clark,	Hamilton,	McGinnis,	Steele,
Conely,	Hawley,	Mills,	Stone,
Coon,	Hoyt,	North,	S. W. Turner.
Dillmann,	Jewell,	Read,	Walkinshaw,
Eaton,	S. Johnson,	Ross,	Willett, 28

The question being on the passage of the joint resolution,

On motion of Mr. Norris,

The joint resolution was laid on the table.

#### PRESENTATION OF PETITIONS.

No. 269. By Mr. F. A. Baker: Petition of over 2,000 citizens of Calhoun county for the establishment of an institution of an educational and industrial character for poor and orphan girls;

Referred to the committee on State affairs.

No. 270. By Mr. Edwards: Petition of B. F. Mudham, John H. Young, and 156 others, residents of Bertrand township in Berrien county, praying for the establishment of two voting precincts in said township;

Referred to the committee on elections.

No. 271. By Mr. Baldwin: Petition of R. H. Smith, James Miller, M. V. Aldrich, Wm. Widdicomb, J. D. Robinson, and 600 others, electors of Grand

Rapids, for repeal of an act to authorize a board of public works in and for the city of Grand Rapids ;

Referred to the committee on municipal corporations.

No. 272. By Mr. Stanchfield: Remonstrance of E. N. Fitch, Wm. F. Kenfield, Levi Shackelton and 220 others, citizens of Mason county, against a law transferring the proceeds of the liquor tax from municipalities where it is collected, to the poor fund, or any other fund ;

Referred to the committee on the liquor traffic.

No. 273. By Mr. Stone: Petition of Enos Gray and 36 others, citizens of Iosco county, that certain swamp lands be granted to build a railroad from Harrisville, Alcona county, to Standish, Bay county ;

Referred to the committee on public lands and railroads, jointly.

No. 274. By Mr. Walkinshaw: Petition of Lewis Townsend, Samuel Chapin, Isaac Hewitt and 200 others, to have the tax on liquors appropriated to the support of the poor ;

Referred to the committee on the liquor traffic.

No. 275. By Mr. Cheney: Petition of D. W. C. Burch, J. C. Upson, Neal McMillan, E. C. Watkins and 29 others, for the passage of an act regulating the practice of medicine and surgery ;

Referred to the committee on public health.

No. 276. By Mr. Allman: Petition of Hiram Draper and 4 others for an amendment to section 16, act 98, session laws of 1871, called the drainage law ;

Referred to the committee on drainage.

No. 277. By Mr. J. M. Turner: Remonstrance of S. H. Carmer, J. E. Warner, O. B. Wright and 50 others, residents of Ingham county, against the passage of House bill No. 44, entitled "A bill to protect the citizens of Michigan from empiricism and to elevate the medical profession ;

Referred to the committee on State affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following named bill:

House bill No. 33, entitled

A bill to change the names of Agnes B. Frye, Francis W. Frye, Jennie M. Frye, Margaret S. Frye, Grace B. Frye, Agnes J. Frye, John E. Frye, and Hampton R. Frye, to the surname of Stevens.

A. W. FARR, *Chairman.*

Report accepted and laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 189, entitled

A bill to amend section 4 of an act approved April 15, 1871, entitled "An act to establish the fiscal year for the treasury of the State, to fix the time of the annual reports of the State officers, and to provide for the printing and distribution thereof," being compiler's section 233, compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.



The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred House bill No. 15, entitled

A bill to amend sections 33 and 39 of an act entitled "An act to revise the charter of the village of Hudson," approved Feb. 27, 1867, and section 31 of said act as amended by act No. 272, approved April 15, 1871, and as further amended by act No. 304, approved April 1, 1875;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred House bill No. 179, entitled

A bill to amend section 16 of chapter 9, of compiled laws of 1871, being compiler's No. 446, relating to county buildings and furnishing same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Billings,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred House joint resolution No. 17, entitled

Joint resolution authorizing the Commissioner of the State Land Office to issue a duplicate certificate or deed (being certificate No. 3008), to Andrew Gordon, present owner;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred Senate bill No. 42, entitled

A bill to amend section 48 of chapter 154, of the revised statutes of 1846,

being section 7599, of the compiled laws of 1871, relating to maliciously injuring houses or other buildings, etc.,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 218, entitled

A bill to prevent the sale of fruits and vegetables in cases, boxes or baskets less than the legal measure,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State House of Correction:

The committee on State House of Correction having incurred certain expenses for railroad fare and hotel bills in visiting the State House of Correction at Ionia, have instructed me to report the following bills of expenditure, and recommend that they be allowed, viz.:

To J. R. Stevens .....	\$2 00
Paul Gies.....	2 50
W. W. Johnson.....	2 65
Wm. Allman.....	5 35
<hr/>	
Total.....	\$12 50

WILLIAM ALLMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Allman,

The report was adopted.

By the committee on education:

The committee on education, to whom was referred

House bill No. 3, entitled

A bill to amend section 71 of chapter 136 of the compiled laws of 1871, entitled "Primary Schools," being compiler's section 3641,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred  
House bill No. 6, entitled

A bill to incorporate the public schools of the township of Wilson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education to whom was referred  
House bill No. 193, entitled

A bill to amend section 12 of an act entitled "An act to organize union school district of the city of Alpena," approved April 4th, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred  
House bill No. 16, entitled

A bill to incorporate the public schools of the township of Long Rapids,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDWIN P. ALLEN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred  
House bill No. 92, entitled

A bill to amend an act to establish graded and high schools ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Allen,

The bill was laid on the table.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred

House bill No. 198, entitled

A bill to organize township 19 north of range 3 and 4 west, Clare county, into a township to be known as the township of Hayes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on town and counties:

The committee on towns and counties, to whom was referred

House bill No. 173, entitled

A bill to amend section 1 of an act entitled "An act to regulate the manner of attaching unorganized territory to organized counties for judicial and municipal purposes," approved March 19, 1861, being compiler's section 450 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House joint resolution No. 19, entitled

Joint resolution amending joint resolution No. 17, approved April 24, 1873, relative to the claim of James S. Dewey;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without recommendation, and request that the same be printed, placed on the general order, and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The recommendation of the committee was concurred in.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 223, entitled

A bill to amend section 27, chapter 170, being compiler's section 4759, of the compiled laws of 1871, relative to the enforcement of decrees for alimony in divorce cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that

the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was committed

Senate bill No. 11, entitled

A bill to amend section 45 of chapter 150, being section 4247 of the compiled laws of 1871, relative to alienation by deed and the proof and recording of conveyances and the canceling of mortgages,

Which the House amended as follows:

1. By striking out of recited section 45, commencing in line 7, the words "and that the estate of said mortgagee or assignee has no legal representatives," and inserting in lieu thereof the following: "and that at least three months have elapsed since the death of the deceased, and that the names and residences of the legal representatives, if any there are, of the mortgagee or assignee, are unknown to the petitioner;"

2. By adding to the end of the section the following: "Such certificate may be recorded in the office of the register of deeds of any county where the lands described in the mortgage are situated, in a book to be provided by such register, at the expense of the county; such record shall have the same effect as evidence and notice as the record of deeds and mortgages;"

The first-named of which the Senate amended by adding to the end thereof the following:

"And that he has been unable to ascertain the same, after diligent search and inquiry."

And in the second-named of which amendments the Senate non-concurred,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, recommending that the amendment, as amended by the Senate, be concurred in, and further recommend that the House recede from the second-named amendment made to the bill by the House which the Senate non-concurred in, thereby producing unity of action in the two houses, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The question being on concurring in the amendments made by the Senate to the House amendment first named,

The same was concurred in, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. McArthur,	Mr. Stanchfield,
Allen,	Fletcher,	McGinnis,	Steele,
Allman,	Gibbs,	Markham,	Stinchcomb,
F. A. Baker,	Gies,	Mills,	Stone,
N. Baker,	Gould,	Morrison,	Thomson,
Baldwin,	Hamilton,	Mosher,	Turck,
Billings,	Hawley,	Nixon,	J. M. Turner,
Brown,	Hopkins,	North,	S. W. Turner,

Mr. Canfield,	Mr. Ireland,	Mr. Norton,	Mr. Twadell,
Chase,	Jewell,	Parsons,	Valade,
Cheney,	S. Johnson,	Phelps,	Van Raalte,
Clark,	W. W. Johnson,	Prindle,	Walkinshaw,
Conely,	Jones,	Reed,	Welker,
Coon,	Keeler,	Robbins,	Winchell,
Crandell,	Kelley,	Ross,	White,
Dillmann,	Knight,	Sackrider,	Wood,
Eaton,	Laubach,	A. J. Sawyer,	Woodworth,
Elliott,	Lee,	Shetterly,	Yeomans,
Farr,	Ludlow,	Stafford,	Speaker, 76

NAYS.

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The question being on receding from the second amendment,  
The House receded from the same, by yeas and nays, as follows ;

YEAS.

Mr Abbott,	Mr. Gibbs,	Mr. Markham,	Mr. Stanchfield,
Allen,	Gies,	Miller,	Steele,
Allman,	Hamilton,	Mills,	Stevens,
F. A. Baker,	Hankerd,	Morrison,	Stinchcomb,
Baldwin,	Hawley,	Nixon,	Stone,
Billings,	Hopkins,	Norris,	Thomson,
Brown,	Ireland,	North,	Turck,
Chase,	Jewell,	Norton,	J. M. Turner,
Cheney,	S. Johnson,	Parsons,	S. W. Turner,
Clark,	W. W. Johnson,	Phelps,	Twadell,
Conely,	Keeler,	Prindle,	Valade,
Coon,	Knight,	Reed,	Van Raalte,
Crandell,	Laubach,	Robbins,	Walkinshaw,
Dillmann,	Lee,	Rork,	Welker,
Dowling,	Little,	Ross,	Wood,
Eaton,	Ludlow,	Sackrider,	Woodworth,
Elliott,	McArthur,	A. J. Sawyer,	Yeomans,
Farr,	McGinnis,	Stafford,	Speaker, 73
Ferguson,			

NAYS.

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By the committee on judiciary :

The committee on judiciary, to whom was referred

House bill No, 224, entitled

A bill to amend section 13, chapter 151, being compiler's section 4281, of the compiled laws of 1871, relative to estates in dower,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.



By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 197, entitled

A bill defining the punishment in a conviction for libel,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and request that the bill be printed, placed on the general order and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The recommendation of the committee was concurred in.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
*Lansing, February 14, 1877.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to regulate the sale of seats in theatres, concert or lecture halls, and other places of public entertainment;

An act to prohibit any person from obstructing the regular operation and conduct of the business of railroad companies or other corporations, firms, or individuals.

CHARLES M. CROSWELL.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, February 13, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 58 entitled

A bill to legalize the special assessments and tax rolls of the village of Northville, county of Wayne, for the years 1875 and 1876,

And to inform the House that the Senate has amended the same by striking out in line 5, of section 1, the word "certificate," and inserting "certificates," in lieu thereof,

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The question being on concurring in the amendment made to the bill by the Senate,



The same was not concurred in, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen, Allman, Chase,	Mr. Cheney, Gibbs,	Mr. Laubach, Ludlow,	Mr. Parsons, Prindle,
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## NAYS.

Mr. Abbott, F. A. Baker, N. Baker, Baldwin, Billings, Brown, Canfield, Clark, Conely, Coon, Dillmann, Dowling, Eaton, Edwards, Elliott, Farr, Ferguson, Gies,	Mr. Hamilton, Hankerd, Harrington, Hawley, Hill, Hopkins, Hoyt, Ireland, Jewell, S. Johnson, W. W. Johnson, Jones, Keeler, Lee, Little, McArthur, McGinnis, Markham,	Mr. Miller, Mills, Morrison, Mosher, Nixon, Norris, North, Norton, Phelps, Read, Robbins, Ross, Sackrider, A. J. Sawyer, J. C. Sawyer, Shetterly, Smith, Stafford,	Mr. Steele, Stevens, Stinchcomb, Stone, Thomson, Turck, J. M. Turner, S. W. Turner, Twadell, Valade, Van Raalte, Walkinshaw, Welker, Winchell, White, Woodworth, Yeomans, Speaker,
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The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, February 14, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate manuscript bill, entitled

A bill to extend the time for the collection of taxes in the township of Kalamazoo, in the county of Kalamazoo, for the year of 1876;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and pending the reference of the same,

On motion of Mr. Parsons,

The rule requiring the second and third reading of bills to be on different days was suspended, two thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott, Allen,	Mr. Gibbs, Gies,	Mr. Markham, Miller,	Mr. Stafford, Steele,
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Mr. Allman,	Mr. Gould,	Mr. Morrison,	Mr. Stevens,
F. A. Baker,	Hamilton,	Mosher,	Stinchcomb,
N. Baker,	Hankerd,	Nixon,	Stone,
Baldwin,	Harrington,	Norris,	Thomson,
Brown,	Hawley,	North,	Turck,
Canfield,	Hill,	Norton,	J. M. Turner,
Chase,	Hopkins,	Parsons,	S. W. Turner,
Cheney,	Ireland,	Phelps,	Twadell,
Clark,	Jewell,	Prindle,	Valade,
Conely,	S. Johnson,	Reed,	Van Raalte,
Coon,	W. W. Johnson,	Robbins,	Walkinshaw,
Crandell,	Jones,	Rork,	Welker,
Curtiss,	Keeler,	Ross,	Winchell,
Dillmann,	Kelley,	Sackrider,	White,
Dowling,	Laubach,	A. J. Sawyer,	Wood,
Eaton,	Lee,	J. C. Sawyer,	Woodworth,
Elliott,	Little,	Shetterly,	Yeomans,
Ferguson,	Ludlow,	Smith,	Speaker,
Fletcher,			

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NAYS.

Title agreed to.

On motion of Mr. Parsons,

By a vote of two thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, Feb. 14, 1877. }

*To the Speaker of the House :*

SIR,—I am instructed by the Senate to return to the House the following bill :

House bill No. 227, entitled

A bill to extend the time for the collection of taxes in the township of Caseville, Huron county, for the year 1876,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, Feb. 14, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill :

Senate bill No. 47, entitled

A bill to amend sections 2, 9, 10, and 11, of an act entitled "An act to incorporate the village of Blissfield, in the township of Blissfield, Lenawee county, Michigan," approved March 24, 1875,

Which has passed the Senate by a majority vote of all the Senators elect, and

by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER,

*Lansing, February 14, 1877.*

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That Dr. C. T. Wilbur, Superintendent of the Illinois Asylum for feeble-minded children of Jacksonville, Ill., and Rt. Rev. G. D. Gillespie, Bishop of Western Diocese of Michigan, be and are hereby invited to address the Legislature upon the subject of "Idiocy, and the treatment of Idiots;"

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the adoption of the resolution,

The same was concurred in.

#### NOTICES.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill appropriating twenty thousand dollars for the purchase of the Steer collection for the museum of the University.

Mr. Dowling gave notice that on some future day he would ask leave to introduce

A bill to amend section 2946 of the revised statutes of 1846, being section 4450 of the compiled laws of 1871, relative to administrators and executors:

Also,

A joint resolution to compel certain State officers to furnish suitable bonds.

Mr. Chase gave notice that on some future day he would ask leave to introduce

A bill making appropriations for the purpose of completing and furnishing the Eastern Asylum for the Insane, and for the maintenance of patients at the same for the years 1878 and 1879;

Also,

A bill making appropriation the maintenance of patients at the Michigan Asylum for the Insane, and for certain repairs, renewals, and additions.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A bill to revise an act entitled "An act to establish and organize a police court in the city of Grand Rapids," approved April 30, 1873, as amended May 3d, 1875, and to extend and enlarge the power and authority of said court and its officers.

By the committee on education :

The committee on education, to whom was referred

House bill No. 6, entitled

A bill to incorporate the public schools of the township of Wilson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education to whom was referred

House bill No. 193, entitled

A bill to amend section 12 of an act entitled "An act to organize union school district of the city of Alpena," approved April 4th, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

House bill No. 16, entitled

A bill to incorporate the public schools of the township of Long Rapids,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDWIN P. ALLEN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

House bill No. 92, entitled

A bill to amend an act to establish graded and high schools ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Allen,

The bill was laid on the table.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred

House bill No. 198, entitled

A bill to organize township 19 north of range 3 and 4 west, Clare county, into a township to be known as the township of Hayes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on town and counties:

The committee on towns and counties, to whom was referred

House bill No. 173, entitled

A bill to amend section 1 of an act entitled "An act to regulate the manner of attaching unorganized territory to organized counties for judicial and municipal purposes," approved March 19, 1861, being compiler's section 450 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House joint resolution No. 19, entitled

Joint resolution amending joint resolution No. 17, approved April 24, 1873, relative to the claim of James S. Dewey;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without recommendation, and request that the same be printed, placed on the general order, and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The recommendation of the committee was concurred in.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 223, entitled

A bill to amend section 27, chapter 170, being compiler's section 4759, of the compiled laws of 1871, relative to the enforcement of decrees for alimony in divorce cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that

the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was committed

Senate bill No. 11, entitled

A bill to amend section 45 of chapter 150, being section 4247 of the compiled laws of 1871, relative to alienation by deed and the proof and recording of conveyances and the canceling of mortgages,

Which the House amended as follows:

1. By striking out of recited section 45, commencing in line 7, the words "and that the estate of said mortgagee or assignee has no legal representatives," and inserting in lieu thereof the following: "and that at least three months have elapsed since the death of the deceased, and that the names and residences of the legal representatives, if any there are, of the mortgagee or assignee, are unknown to the petitioner;"

2. By adding to the end of the section the following: "Such certificate may be recorded in the office of the register of deeds of any county where the lands described in the mortgage are situated, in a book to be provided by such register, at the expense of the county; such record shall have the same effect as evidence and notice as the record of deeds and mortgages;"

The first-named of which the Senate amended by adding to the end thereof the following:

"And that he has been unable to ascertain the same, after diligent search and inquiry."

And in the second-named of which amendments the Senate non-concurred,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, recommending that the amendment, as amended by the Senate, be concurred in, and further recommend that the House recede from the second-named amendment made to the bill by the House which the Senate non-concurred in, thereby producing unity of action in the two houses, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The question being on concurring in the amendments made by the Senate to the House amendment first named,

The same was concurred in, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. McArthur,	Mr. Stanchfield,
Allen,	Fletcher,	McGinnis,	Steele,
Allman,	Gibbs,	Markham,	Stinchcomb,
F. A. Baker,	Gies,	Mills,	Stone,
N. Baker,	Gould,	Morrison,	Thomson,
Baldwin,	Hamilton,	Mosher,	Turck,
Billings,	Hawley,	Nixon,	J. M. Turner,
Brown,	Hopkins,	North,	S. W. Turner,

Mr. Canfield,	Mr. Ireland,	Mr. Norton,	Mr. Twadell,
Chase,	Jewell,	Parsons,	Valade,
Cheney,	S. Johnson,	Phelps,	Van Raalte,
Clark,	W. W. Johnson,	Prindle,	Walkinshaw,
Conely,	Jones,	Reed,	Welker,
Coon,	Keeler,	Robbins,	Winchell,
Crandell,	Kelley,	Ross,	White,
Dillmann,	Knight,	Sackrider,	Wood,
Eaton,	Laubach,	A. J. Sawyer,	Woodworth,
Elliott,	Lee,	Shetterly,	Yeomans,
Farr,	Ludlow,	Stafford,	Speaker, 76

NAYS.

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The question being on receding from the second amendment,  
The House receded from the same, by yeas and nays, as follows ;

YEAS.

Mr Abbott,	Mr. Gibbs,	Mr. Markham,	Mr. Stanchfield,
Allen,	Gies,	Miller,	Steele,
Allman,	Hamilton,	Mills,	Stevens,
F. A. Baker,	Hankerd,	Morrison,	Stinchcomb,
Baldwin,	Hawley,	Nixon,	Stone,
Billings,	Hopkins,	Norris,	Thomson,
Brown,	Ireland,	North,	Turck,
Chase,	Jewell,	Norton,	J. M. Turner,
Cheney,	S. Johnson,	Parsons,	S. W. Turner,
Clark,	W. W. Johnson,	Phelps,	Twadell,
Conely,	Keeler,	Prindle,	Valade,
Coon,	Knight,	Reed,	Van Raalte,
Crandell,	Laubach,	Robbins,	Walkinshaw,
Dillmann,	Lee,	Rork,	Welker,
Dowling,	Little,	Ross,	Wood,
Eaton,	Ludlow,	Sackrider,	Woodworth,
Elliott,	McArthur,	A. J. Sawyer,	Yeomans,
Farr,	McGinnis,	Stafford,	Speaker, 73
Ferguson,			

NAYS.

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By the committee on judiciary :

The committee on judiciary, to whom was referred

House bill No, 224, entitled

A bill to amend section 13, chapter 151, being compiler's section 4281, of the compiled laws of 1871, relative to estates in dower,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.



By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 197, entitled

A bill defining the punishment in a conviction for libel,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and request that the bill be printed, placed on the general order and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The recommendation of the committee was concurred in.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
*Lansing, February 14, 1877.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to regulate the sale of seats in theatres, concert or lecture halls, and other places of public entertainment;

An act to prohibit any person from obstructing the regular operation and conduct of the business of railroad companies or other corporations, firms, or individuals.

CHARLES M. CROSWELL.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, February 13, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 58 entitled

A bill to legalize the special assessments and tax rolls of the village of Northville, county of Wayne, for the years 1875 and 1876,

And to inform the House that the Senate has amended the same by striking out in line 5, of section 1, the word "certificate," and inserting "certificates," in lieu thereof,

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The question being on concurring in the amendment made to the bill by the Senate,

The same was not concurred in, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen, Allman, Chase,	Mr. Cheney, Gibbs,	Mr. Laubach, Ludlow,	Mr. Parsons, Prindle,
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## NAYS.

Mr. Abbott, F. A. Baker, N. Baker, Baldwin, Billings, Brown, Canfield, Clark, Conely, Coon, Dillmann, Dowling, Eaton, Edwards, Elliott, Farr, Ferguson, Gies,	Mr. Hamilton, Hankerd, Harrington, Hawley, Hill, Hopkins, Hoyt, Ireland, Jewell, S. Johnson, W.W. Johnson, Jones, Keeler, Lee, Little, McArthur, McGinnis, Markham,	Mr. Miller, Mills, Morrison, Mosher, Nixon, Norris, North, Norton, Phelps, Read, Robbins, Ross, Sackrider, A. J. Sawyer, J. C. Sawyer, Shetterly, Smith, Stafford,	Mr. Steele, Stevens, Stinchcomb, Stone, Thomson, Turck, J. M. Turner, S. W. Turner, Twadell, Valade, Van Raalte, Walkinshaw, Welker, Winchell, White, Woodworth, Yeomans, Speaker,
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The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, February 14, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate manuscript bill, entitled

A bill to extend the time for the collection of taxes in the township of Kalamazoo, in the county of Kalamazoo, for the year of 1876;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and pending the reference of the same,

On motion of Mr. Parsons,

The rule requiring the second and third reading of bills to be on different days was suspended, two thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott, Allen,	Mr. Gibbs, Gies,	Mr. Markham, Miller,	Mr. Stafford, Steele,
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Mr. Allman,	Mr. Gould,	Mr. Morrison,	Mr. Stevens,
F. A. Baker,	Hamilton,	Mosher,	Stinchcomb,
N. Baker,	Hankerd,	Nixon,	Stone,
Baldwin,	Harrington,	Norris,	Thomson,
Brown,	Hawley,	North,	Turck,
Canfield,	Hill,	Norton,	J. M. Turner,
Chase,	Hopkins,	Parsons,	S. W. Turner,
Cheney,	Ireland,	Phelps,	Twadell,
Clark,	Jewell,	Prindle,	Valade,
Conely,	S. Johnson,	Reed,	Van Raalte,
Coon,	W. W. Johnson,	Robbins,	Walkinshaw,
Crandell,	Jones,	Rork,	Welker,
Curtiss,	Keeler,	Ross,	Winchell,
Dillmann,	Kelley,	Sackrider,	White,
Dowling,	Laubach,	A. J. Sawyer,	Wood,
Eaton,	Lee,	J. C. Sawyer,	Woodworth,
Elliott,	Little,	Shetterly,	Yeomans,
Ferguson,	Ludlow,	Smith,	Speaker,
Fletcher,			

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NAYS.

Title agreed to.

On motion of Mr. Parsons,

By a vote of two thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker also announced the following :

SENATE CHAMBER, }  
*Lansing, Feb. 14, 1877.*

*To the Speaker of the House :*

SIR,—I am instructed by the Senate to return to the House the following bill :

House bill No. 227, entitled

A bill to extend the time for the collection of taxes in the township of Caseville, Huron county, for the year 1876,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }  
*Lansing, Feb. 14, 1877.*

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill :

Senate bill No. 47, entitled

A bill to amend sections 2, 9, 10, and 11, of an act entitled "An act to incorporate the village of Blissfield, in the township of Blissfield, Lenawee county, Michigan," approved March 24, 1875,

Which has passed the Senate by a majority vote of all the Senators elect, and

by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, February 14, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That Dr. C. T. Wilbur, Superintendent of the Illinois Asylum for feeble-minded children of Jacksonville, Ill., and Rt. Rev. G. D. Gillespie, Bishop of Western Diocese of Michigan, be and are hereby invited to address the Legislature upon the subject of “Idiocy, and the treatment of Idiots;”

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the adoption of the resolution,

The same was concurred in.

#### NOTICES.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill appropriating twenty thousand dollars for the purchase of the Steer collection for the museum of the University.

Mr. Dowling gave notice that on some future day he would ask leave to introduce

A bill to amend section 2946 of the revised statutes of 1846, being section 4450 of the compiled laws of 1871, relative to administrators and executors;

Also,

A joint resolution to compel certain State officers to furnish suitable bonds.

Mr. Chase gave notice that on some future day he would ask leave to introduce

A bill making appropriations for the purpose of completing and furnishing the Eastern Asylum for the Insane, and for the maintenance of patients at the same for the years 1878 and 1879;

Also,

A bill making appropriation the maintenance of patients at the Michigan Asylum for the Insane, and for certain repairs, renewals, and additions.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A bill to revise an act entitled “An act to establish and organize a police court in the city of Grand Rapids,” approved April 30, 1873, as amended May 3d, 1875, and to extend and enlarge the power and authority of said court and its officers.

Mr. Hopkins gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1, 2, 4, 6, 7, and 9 of act No. 185, session laws of 1873, entitled "An act establishing a lien for labor and services upon logs and timber."

Mr. Allman gave notice that on some future day he would ask leave to introduce

A bill to amend compiler's section No. 5894, compiled laws of 1871, relative to taking depositions before justices of the peace;

Also,

A bill relative to contracts of married women.

Mr. Stone gave notice that on some future day he would ask leave to introduce

A bill to authorize cities and villages to license bill posting.

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of East Saginaw.

Mr. Little gave notice that on some future day he would ask leave to introduce

A bill to provide for the erection and maintaining of a branch State Normal School, in some portion of the State north of the base line of the State.

Mr. Turck gave notice that on some future day he would ask leave to introduce

A bill to amend sections 3666 and 3667, compiled laws of 1871, relative to taxes for school purposes.

Mr. Robbins gave notice that on some future day he would ask leave to introduce

A bill to allow plate glass insurance companies to do business in this State.

Mr. Harrington gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of chapter 136, compiler's No. 3705, of compiled laws of 1871, relative to qualifications of voters at school district meetings.

The committee on education gave notice that on some future day they would ask leave to introduce

A bill to provide for district commissioners of schools, and to repeal act No. 42 of the session laws of 1875, relative to township superintendents of schools.

Mr. Wood gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled, "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875.

Mr. Van Raalte gave notice that on some future day he would ask leave to introduce

A bill to authorize the supervisors of Ottawa county to build a free bridge across the Pigeon river, in the township of Olive, in said county, at a point known as Port Sheldon, and asking the State to make an appropriation of State swamp lands therefor.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill to revise, amend, and consolidate the several acts and parts of acts establishing municipal and justices' courts in the city of Detroit.

Mr. McArthur gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the township of Burt, in the county of Cheboygan, and to organize the same into a new township, to be known as the township of Tuscarora.

#### INTRODUCTION OF BILLS.

Mr. Yeomans, previous notice having been given, and leave being granted, introduced

House bill No. 233, entitled

A bill to change the corporate name of the first congregational society of South Boston, in the county of Ionia and State of Michigan, to "The Union Evangelical Society of South Boston," in the county of Ionia, State of Michigan.

The bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 234, entitled

A bill for the relief of William Fohey and the discharge of a mortgage held by the State upon his personal property.

The bill was read a first and second time by its title, and

On request of Mr. A. J. Sawyer,

Was referred to the committee on State affairs.

Mr. Smith, unanimous consent being given, introduced

House joint resolution No. 21, entitled

Joint resolution authorizing the Board of State Auditors to dispose of the surplus copies of the session laws, journals and documents of the State.

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Laubach, unanimous consent being given, introduced

House joint resolution No. 22, entitled

Joint resolution for the relief of Ottawa county for State taxes assessed on lands known as Port Huron and Lake Michigan railroad lands.

The joint resolution was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 235, entitled

A bill to amend section 6 of act No. 181 of the session laws of 1875, entitled "An act to provide for the inspection of illuminating oils manufactured from petroleum coal oils."

The bill was read a first and second time by its title, and

On request of Mr. Robbins,

Was referred to the committee on State affairs.

Mr. Ireland, previous notice having been given, and leave being granted, introduced

House bill No. 236, entitled

A bill to provide for a tax upon dogs, and for the payment of damage for sheep killed or wounded by them in certain cases.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. J. M. Turner, previous notice having been given, and leave being granted, introduced

House bill No. 237, entitled

A bill to provide for making unknown heirs or devisees of deceased persons defendants in action.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. J. M. Turner, previous notice having been given, and leave being granted, introduced

House bill No. 238, entitled

A bill to provide for the consolidation of the Young Men's Society of Lansing and the Lansing Library and Literary Association of Lansing, into one corporation, to be called "The Library Association of Lansing, Michigan."

The bill was read a first and second time by its title, and referred to the committee on private corporations.

Mr. Harrington, previous notice having been given, and leave being granted, introduced

House bill No. 239, entitled

A bill to amend section 57 of chapter 189, being compiler's number 6026 of the compiled laws of 1871, relative to courts instructing juries concerning verdicts upon particular questions of fact.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Harrington, previous notice having been given, and leave being granted, introduced

House bill No. 240, entitled

A bill to amend section 185, of chapter 178, compiler's No. 5433, of compiled laws of 1871, relative to appeal bonds.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The committees on ways and means and judiciary, jointly, unanimous consent being given, introduced

House bill No. 241, entitled

A bill to amend chapter 21 of the compiled laws of 1871, being an act to provide for the uniform assessment of property and for the collection and return of taxes thereon.

The bill was read a first and second time by its title, and,

On request of Mr. Van Raalte,

Was referred to the committee on ways and means and judiciary, jointly.

Mr. Rork, previous notice having been given, and leave being granted, introduced

House bill No. 242, entitled

A bill to amend section 1, of an act entitled "An act to prevent fishing with seines and pound or trap nets, in the small inland lakes and streams of the State of Michigan," being compiler's section 2087 of the compiled laws of 1871, approved March 11, 1865, as amended by act No. 49, session laws of 1873, approved March 27, 1873.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Hawley, unanimous consent being given, introduced

House bill No. 243, entitled



A bill to provide for licensing bill-posters in incorporated cities and villages.  
The bill was read a first and second time by its title, and,

On request of Mr. Hawley,

Was referred to the committee on municipal corporations.

Mr. Edwards, unanimous consent being given, introduced

House bill No. 244, entitled

A bill to divide the township of Bertrand, in Berrien county, into two election districts.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. Mosher, previous notice having been given, and leave being granted, introduced

House bill No. 245, entitled

A bill to amend section 1778 of the compiled laws of 1871, the same being chapter 48, as the same was amended by act 140 of the session laws of 1875, providing for the appointment of Drain Commissioner.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Phelps, previous notice having been given, and leave being granted, introduced

House joint resolution No. 23, entitled

Joint resolution requiring the Auditor General to credit the counties of Mecosta and Midland and charge back against the county of Isabella, certain moneys wrongfully and erroneously charged to said counties and credited to the county of Isabella, by virtue of a joint resolution No. 31 of the session laws of 1875.

The joint resolution was read a first and second time by its title, and

On request of Mr. Phelps,

Was referred to the committee on judiciary.

Mr. Markham, previous notice having been given, and leave being granted introduced

House bill No. 246, entitled

A bill to provide for surveying, platting, and recording maps or plats by village authorities, of lots and subdivisions of land within the corporate limit of villages of this State.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Knight, previous notice having been given, and leave being granted, introduced

House bill No. 247, entitled

A bill to reduce the tolls on the Bay City, Vassar and Watrousville Plank Road.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Cheney, previous notice having been given, and leave being granted, introduced

House bill No. 248, entitled

A bill to amend section 13 of chapter 167 of the compiled laws of 1871, relative to filing and continuing chattel mortgages.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House joint resolution No. 24, entitled

Joint resolution authorizing the Auditor General to correct certain certificates of tax sales issued to Merrit C. Waterman, and the record thereof, and of such sales.

The joint resolution was read a first and second time by its title, and,

On request of Mr. Conely,

Was referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 249, entitled

A bill to amend section 5, of chapter 26, of the compiled laws of 1871, being the compiler's section 1256, relative to highways.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 250, entitled

A bill to repeal section 26 of an act entitled "An act to provide for the formation of street railway companies," approved March 5, 1867, being compiler's section 2527, chapter 77, of the compiled laws of 1871.

The bill was read a first and second time by its title, and

On request of Mr. Hoyt,

Was referred to the committee on municipal corporations.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 251, entitled

A bill to authorize the formation of corporations for the purpose of making navigable the small streams, creeks, brooks and water courses, and of improving the navigation of rivers and lakes.

The bill was read a first and second time by its title, and

On request of Mr. Hoyt,

Was referred to the committee on lumber and salt interests.

Mr. Miller, previous notice having been given, and leave being granted, introduced

House bill No. 252, entitled

A bill to amend section 28 of chapter 50, of compiled laws of 1871, being compiler's section 1843, relative to superintendents of poor.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The committees on judiciary and ways and means, jointly, unanimous consent being given, introduced

House joint resolution No. 25, entitled

Joint resolution to provide for a commissioner to revise the laws of the State relative to taxation.

The joint resolution was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Edwards, previous notice having been given, and leave being granted, introduced

House bill No. 253, entitled

A bill to provide for the prosecution and punishment of horse stealing.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

On motion of Mr. Kelley,

The rules were suspended, two-thirds of all the members present voting therefor, and the House took up the

#### SPECIAL ORDER,

Being the consideration of

Senate bill No. 22, entitled

A bill to amend section 2 of act No. 15 of the session laws of 1875, approved February 25, 1875, entitled "An act for the protection of inn and hotel keepers," so that the provisions of the act shall apply to private houses and boarding house keepers.

The question being on the passage of the bill,

The same was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows ;

#### YEAS.

Mr. Abbott,	Mr. Eaton,	Mr. W. W. Johnson,	Mr. Norton,
Allen,	Edwards,	Keeler,	Parsons,
Allman,	Farr,	Knight,	Reed,
F. A. Baker,	Ferguson,	Lee,	Shetterly,
N. Baker,	Gies,	Little,	Smith,
Baldwin,	Gould,	Ludlow,	Stafford,
Brown,	Hamilton,	McArthur,	Stanchfield,
Canfield,	Hankerd,	McGinnis,	Twadell,
Chase,	Hawley,	Markham,	Valade,
Clark,	Hill,	Miller,	Walkinshaw,
Conely,	Hopkins,	Morrison,	Winchell,
Coon,	Ireland,	Mosher,	White,
Crandell,	Jewell,	Nixon,	Wood,
Dillmann,	S. Johnson,	North,	Woodworth,

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#### NAYS.

Mr. Billings,	Mr. Mills,	Mr. Sackrider,	Mr. Turck,
Curtiss,	Norris,	J. C. Sawyer,	S. W. Turner.
Elliott,	Phelps,	Steele,	Van Raalte,
Gibbs,	Prindle,	Stevens,	Welker,
Harrington,	Robbins,	Stinchcomb,	Willett,
Hoyt,	Rork,	Stone,	Yeomans,
Jones,	Ross,	Thomson,	Speaker,
Kelley,			

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Pending the announcement of the vote,

Mr. Billings moved that Mr. Steele be excused from voting ;

Which motion did not prevail.

Mr. Steele then voted as recorded above.

Title agreed to.

Mr. Prindle, by unanimous consent, offered the following :

*Resolved* (the Senate concurring), That two thousand copies of Prof. R. C.

Kedzie's lecture on Illuminating Oils, delivered in this Representative Hall on the evening of January 25, 1877, be printed in pamphlet form for the use of the members of the Senate and House.

Laid over under the rules.

Mr. Harrington, by unanimous consent, offered the following:

*Resolved* (the Senate concurring), that a committee of two, with a like committee from the Senate, be appointed to invite Dr. Theo. McGraw of Detroit to deliver his lecture in this Hall on the subject of "Heredity."

Laid over under the rules.

On motion of Mr. Welker,

The rules were suspended, two-thirds of all the members present voting therefor, and he was allowed to introduce the following resolution:

*Whereas*, The intolerance and bigotry of the lower House of Congress is made manifest in its miserable attempt to establish on the American Continent, in a time of profound peace, the horrors of the Spanish inquisition, by the incarceration of American citizens in a damp, dark dungeon beneath the Nation's Capitol, like unto the dark recesses beneath the old Roman Capitol, into which man might enter, but out of which no man ever came;

*And whereas*, The lower House of Congress, in its raging madness has seen fit to thus incarcerate Ex-Governor Wells of Louisiana; therefore,

*Resolved*, That the House of Representatives of the State of Michigan, most emphatically condemn any action on the part of Congress which tends to deprive a man of his liberty, by taking away his life.

Mr. Welker moved that the rules be suspended, and the resolution be made the special order for to-morrow at 7:30 o'clock P. M.

Pending which,

Mr. Hawley moved that the resolution be referred to the committee on federal relations;

Pending which,

Mr. Norris moved that the House do now adjourn.

Mr. Norris demanded the yeas and nays.

The demand was seconded, and the motion to adjourn did not prevail, by yeas and nays, as follows:

YEAS.

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NAYS.

Mr. Abbott,	Mr. Gibbs,	Mr. Ludlow,	Mr. Stafford,
Allen,	Gould,	McArthur,	Stanchfield,
Allman,	Hamilton,	Markham,	Steele,
F. A. Baker,	Hankerd,	Miller,	Stephens,
Baldwin,	Harrington,	Mills,	Stinchcomb,
Billings,	Hawley,	Morrison,	Stone,
Brown,	Hill,	Mosher,	Thomson,
Canfield,	Hopkins,	Nixon,	Turck,
Chase,	Hoyt,	Norris,	S. W. Turner,
Cheney,	Ireland,	North,	Twadell,
Clark,	Jewell,	Norton,	Valade,
Conely,	S. Johnson,	Parsons,	Van Raalte,
Curtiss,	W. W. Johnson,	Phelps,	Walkinshaw,
Davis,	Jones,	Prindle,	Welker,
Dillmann,	Keeler,	Reed,	Willett,
Eaton,	Kelley,	Robbins,	Winchell,

Mr. Edwards, Elliott, Farr, Ferguson,	Mr. Knight, Laubach, Lee, Little,	Mr. Ross, A. J. Sawyer, Shetterly, Smith,	Mr. White, Woodworth, Yeomans, Speaker,
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Mr. Norris moved that the resolution be laid on the table.

Mr. Norris demanded the yeas and nays.

The demand was seconded, and pending the taking of the vote on the motion to lay on the table,

Mr. A. J. Sawyer moved that the House do now adjourn ;

Which motion did not prevail.

The motion to lay on the table was then withdrawn.

Mr. Allen moved that the resolution be put upon its immediate passage ;

Which motion prevailed.

The question being on the adoption of the resolution.

Mr. Norris demanded the yeas and nays.

The demand was seconded,

Mr. Allen demanded the previous question ;

The demand was seconded.

Mr. Wood moved to reconsider the vote by which the previous question was seconded ;

The Speaker ruled that such a motion was not in order, as by the special rules of the House, no motion could be entertained at this time.

Mr. Wood appealed from the decision of the chair.

The appeal was entertained without debate.

The question being, shall the decision of the chair be the decision of the House,

It was so ordered.

The question being, shall the main question be now put,

The main question was ordered.

The resolution was then not adopted, by yeas and nays, as follows :

## YEAS.

Mr. Allen, Allman, Baldwin, Brown, Chase, Curtiss, Eaton, Elliott, Ferguson,	Mr. Gould, Hamilton, Harrington, Hill, Jewell, W. W. Johnson, Jones, Keeler, Kelley,	Mr. Markham, Mosher, Nixon, North, Parsons, Phelps, Prindle, Reed, J. C. Sawyer,	Mr. Stafford, Stinchcomb, Stone, Thomson, Turck, Twadell, Walkinshaw, White, Yeomans,
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## NAYS.

Mr. Abbott, F. A. Baker, N. Baker, Billings, Canfield, Cheney, Clark,	Mr. Farr, Gies, Hawley, Hopkins, Hoyt, S. Johnson, Lee,	Mr. Mills, Morrison, Norris, Norton, Robbins, Rork, Ross,	Mr. Steele, Stevens, S. W. Turner, Valade, Van Raalte, Welker, Willett,
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Mr. Conely, Coon, Dillmann, Edwards,	Mr. Little, Ludlow, McArthur, McGinnis,	Mr. Sackrider, A. J. Sawyer, Shetterly, Smith,	Mr. Winchell, Wood, Speaker,
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Pending the announcement of the vote,

Mr. Norton moved that Mr. Van Raalte be excused from voting ;

Which motion did not prevail.

Mr. Van Raalte then voted as recorded above.

Mr. McGinnis moved that Mr. F. A. Baker be excused from voting ;

Which motion did not prevail.

Mr. F. A. Baker then voted as recorded above.

Mr. A. J. Sawyer moved that Mr. S. Johnson be excused from voting ;

Which motion did not prevail.

Mr. S. Johnson then voted as recorded above.

Mr. A. J. Sawyer moved that Mr. Morrison be excused from voting ;

Which motion did not prevail.

Mr. Morrison then voted as recorded above.

Mr. Prindle moved that Mr. Cheney be excused from voting ;

Which motion did not prevail.

Mr. Cheney then voted as recorded above.

Mr. Allman moved that Mr. Hoyt be excused from voting ;

Which motion did not prevail.

Mr. Hoyt then voted as recorded above.

Mr. Hawley moved that Mr. Dillmann be excused from voting ;

Which motion did not prevail.

Mr. Dillmann then voted as recorded above.

Mr. Norton moved that Mr. Robbins be excused from voting ;

Which motion did not prevail.

Mr. Robbins then voted as recorded above.

Mr. Turck moved that Mr. Hopkins be excused from voting ;

Which motion did not prevail.

Mr. Hopkins then voted as recorded above.

Mr. Kelley moved that Mr. Curtiss be excused from voting ;

Which motion did not prevail.

Mr. Curtiss then voted as recorded above.

Mr. Welker moved to reconsider the vote by which the House refused to adopt the resolution ;

Pending which,

On motion of Mr. A. J. Sawyer,

The House adjourned.

*Lansing, Friday, February 16, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Prof. Ten Brook.

Roll called: quorum present.

Absent without leave: Messrs. Edwards and Hill.

Mr. Ferguson asked and obtained leave of absence for Mr. Hill until the 20th.

Mr. Smith asked and obtained leave of absence for himself until the 20th.

Mr. Dowling asked and obtained leave of absence for himself after to-day until the 20th.

Mr. Rork asked and obtained leave of absence for himself indefinitely on account of sickness in his family.

Mr. Cheney asked and obtained leave of absence for Mr. Baldwin indefinitely on account of sickness in his family.

Mr. Ireland asked and obtained leave of absence for Mr. Edwards until the 20th.

Mr. Stinchcomb asked and obtained leave of absence for himself indefinitely on account of sickness in his family.

Mr. McGinnis asked and obtained leave of absence for Mr. Ooon and himself until the 20th.

Mr. Ross asked and obtained leave of absence for himself, after to-day, until the 20th, on account of sickness.

Mr. North asked and obtained leave of absence for himself until the 20th.

On motion of Mr. Conely,

The rules were suspended, two-thirds of all the members present voting therefor, and Mr. Norton was allowed to make a motion.

Mr. Norton then moved that when the House adjourn to-day it be until Monday next, at 8:30 P. M. ;

Which motion prevailed.

Mr. Welker moved to reconsider the vote by which the House, on the 15th inst., refused to adopt the following resolution:

*Whereas*, The intolerance and bigotry of the lower House of Congress is made manifest in its miserable attempt to establish on the American Continent, in a time of profound peace, the horrors of the Spanish inquisition, by the incarceration of American citizens in a damp, dark dungeon beneath the Nation's Capitol, like unto the dark recesses beneath the old Roman Capitol, into which man might enter, but out of which no man ever came ;

*And whereas*, The lower House of Congress, in its raging madness has seen fit to thus incarcerate Ex-Governor Wells, of Louisiana ; therefore,

*Resolved*, That the House of Representatives of the State of Michigan, most emphatically condemn any action on the part of Congress which tends to deprive a man of his liberty, by taking away his life.

Mr. Little moved that the motion to reconsider be laid on the table ;

Which motion did not prevail.

Mr. Conely demanded the yeas and nays on the motion to reconsider.

The demand was seconded.



Mr. Hamilton demanded the previous question.

The demand was seconded.

The question being, shall the main question be now put,

The main question was ordered.

The motion to reconsider the vote by which the House refused to adopt the resolution then prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hamilton,	Mr. Moore,	Mr. Steele,
Allen,	Harrington,	Morrison,	Stephenson,
Allman,	Hayes,	Mosher,	Stevens,
Baldwin,	Hopkins,	Nixon,	Stone,
Billings,	Howland,	North,	Thomson,
Brown,	Hoyt,	Parsons,	Turck,
Chase,	Ireland,	Phelps,	S. W. Turner,
Cheney,	S. Johnson,	Prindle,	Twadell,
Crandell,	W. W. Johnson,	Reed,	Van Raalte,
Curtiss,	Jones,	Robbins,	Walkinshaw,
Davis,	Keeler,	Rork,	Welker,
Eaton,	Kelley,	A. J. Sawyer,	Willetts,
Elliott,	Laubach,	J. C. Sawyer,	Winchell,
Farr,	Lee,	Sharts,	White,
Ferguson,	Ludlow,	Smith,	Woodworth,
Gibbs,	Markham,	Stafford,	Yeomans,
Gould,	Mills,	Stanchfield,	Speaker,
Hall,			

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#### NAYS.

Mr. F. A. Baker,	Mr. Dillmann,	Mr. Little,	Mr. Norton,
N. Baker,	Dowling,	McArthur,	Ross,
Canfield,	Gies,	McGinnis,	Sackrider,
Clark,	Hankerd,	Martin,	Shetterly,
Conely,	Hawley,	Miller,	Valade,
Coon,	Knight,	Norris,	Wood,

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Pending the announcement of the vote,

Mr. Kelley moved that Mr. Allen be excused from voting;

Which motion did not prevail.

Mr. Allen then voted as recorded above.

The question being on the adoption of the resolution,

Mr. S. W. Turner offered a substitute therefor;

Pending the reading of the same,

Mr. A. J. Sawyer moved that the reading of the substitute be dispensed with.

Mr. Norris demanded the yeas and nays.

The demand was seconded, and the motion to dispense with the reading of the substitute, did not prevail, by yeas and nays, as follows:

#### YEAS.

Mr. Brown,	Mr. Dowling,	Mr. Little,	Mr. Norton,
Canfield,	Gies,	McArthur,	Ross,
Clark,	Hankerd,	McGinnis,	Sackrider,
Conely,	Hoyt,	Martin,	A. J. Sawyer,

Mr. Coon, Curtiss, Davis,	Mr. Ireland, S. Johnson, Knight,	Mr. Miller, Morrison, Norris,	Mr. J. C. Sawyer, Shetterly,	27
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## NAYS.

Mr. Abbott, Allen, Allman, F. A. Baker, N. Baker, Baldwin, Billings, Chase, Cheney, Crandell, Dillmann, Eaton, Elliott, Ferguson, Gibbs, Gould, Hall,	Mr. Hamilton, Harrington, Hawley, Hayes, Hopkins, Howland, W. W. Johnson, Jones, Keeler, Kelley, Laubach, Lee, Ludlow, Markham, Mills, Moore, Mosher,	Mr. Nixon, North, Parsons, Phelps, Prindle, Reed, Robbins, Rork, Sharts, Smith, Stafford, Stanchfield, Steele, Stephenson, Stevens, Stone,	Mr. Thomson, Turck, J. M. Turner, S. W. Turner, Twadell, Valade, Van Raalte, Walkinshaw, Welker, White, Willetts, Winchell, Wood, Woodworth. Yeomans, Speaker,	66
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The substitute was then read, as follows :

*Whereas*, It is alleged by Hon. Eugene Hale, a representative in congress, from Maine, that ex-Gov. Wells, Gen. Anderson, and others, known as the Louisiana returning board, are by order of a committee of the lower house of congress confined in a dark, damp, unwholesome dungeon, in the vaults of the United States capitol, where no gleam of sunlight can ever penetrate ; and

*Whereas*, Some of the members of said returning board are now stretched on beds of sickness, by reason of the poisonous atmosphere and vapor of their dungeon ; and

*Whereas*, The only offense charged against them is their refusal to produce certain papers or documents before said committee, when it is an absolute and well known fact that they have no possession or control over said papers and documents, the same being legally and forever in the custody of the Secretary of State of Louisiana ; therefore

*Resolved*, By the House of Representatives of the State of Michigan, that we condemn the action of said committee of the lower house of congress, for the despotism and inhumanity which they have displayed.

*Resolved, further*, That a copy of these resolutions be transmitted to our representatives in congress.

Mr. Conely demanded the yeas and nays on the question of agreeing to the substitute.

The demand was seconded.

Mr. Hamilton then demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The main question was ordered.

The substitute was then agreed to, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Hall,	Mr. Morrison,	Mr. Stevens,
Allen,	Hamilton,	Mosher,	Stone,
Allman,	Harrington,	Nixon,	Thomson,
Baldwin,	Hayes,	North,	Turck,
Billings,	Hopkins,	Parsons,	J. M. Turner,
Brown,	Howland,	Phelps,	S. W. Turner,
Chase,	Ireland,	Prindle,	Twadell,
Cheney,	S. Johnson,	Reed,	Van Raalte,
Crandell,	W. W. Johnson,	Robbins,	Walkinshaw,
Curtiss,	Jones,	Rork,	Welker,
Davis,	Keeler,	J. C. Sawyer,	Willett,
Eaton,	Kelley,	Sharts,	Winchell,
Elliott,	Laubach,	Smith,	White,
Farr,	Ludlow,	Stafford,	Woodworth,
Ferguson,	Markham,	Stanchfield,	Yeomans,
Gibbs,	Mills,	Steele,	Speaker,
Gould,	Moore,	Stephenson,	67

## NAYS.

Mr. N. Baker,	Mr. Dillmann,	Mr. McGinnis,	Mr. A. J. Sawyer,
Canfield,	Dowling,	Martin,	Valade,
Clark,	Gies,	Miller,	Wood,
Coon,	McArthur,	Norton,	14

Pending the announcement of the vote,

Mr. Billings moved that Mr. Mills be excused from voting ;

Which motion did not prevail.

Mr. Mills then voted as recorded above.

Mr. Robbins moved that Mr. A. J. Sawyer be excused from voting ;

Which motion did not prevail.

Mr. A. J. Sawyer then voted as recorded above.

Mr. Twadell moved that Mr. Wood be excused from voting ;

Which motion did not prevail.

Mr. Wood then voted as recorded above.

Mr. Norton moved that Mr. Conely be excused from voting ;

Which motion prevailed.

The question being on the adoption of the resolution as substituted,

The same was then adopted.

Mr. Norris moved to reconsider the vote by which the House adopted the resolution ;

Mr. Norris demanded the yeas and nays on the motion to reconsider.

The demand was seconded.

Pending the taking the vote on the motion to reconsider,

Mr. Van Raalte moved that the motion to reconsider be laid on the table.

Mr. Morris demanded the yeas and nays.

The demand was seconded, and the motion to lay the motion to reconsider on the table prevailed, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Morrison,	Mr. Stephenson,
Allen,	Hall,	Mosher,	Stevens,
Allman,	Hamilton,	Nixon,	Stone,

Mr. Baldwin,	Mr. Hayes,	Mr. North,	Mr. Thomson,
Billings,	Hopkins,	Parsons,	Turck,
Brown,	Howland,	Phelps,	S. W. Turner,
Chase,	Ireland,	Prindle,	Twadell,
Cheney,	S. Johnson,	Reed,	Van Raalte,
Crandell,	Jones,	Robbins,	Walkinshaw,
Curtiss,	Keeler,	Rork,	Welker,
Davis,	Kelley,	J. C. Sawyer,	Willett,
Eaton,	Laubach,	Sharts,	Winchell,
Elliott,	Lee,	Smith,	White,
Farr,	Ludlow,	Stafford,	Woodworth,
Ferguson,	Markham,	Stanchfield,	Yeomans,
Gibbs,	Moore,	Steele,	Speaker,

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## NAYS.

Mr. F. A. Baker,	Mr. Dillmann,	Mr. Little,	Mr. Norton,
N. Baker,	Dowling,	McArthur,	Ross,
Canfield,	Gies,	Martin,	Sackrider,
Clark,	Hoyt,	Miller,	Shetterly,
Conely,	Knight,	Norris,	Valade,
Coon,			

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Mr. Stone, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 161 (G. O. 80), entitled

A bill to legalize the tax roll of the township of Grant in the county of Iosco, for the year 1876 ;

Which motion prevailed.

On motion of Mr. Stone,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Hall,	Mr. Markham,	Mr. Stanchfield.
F. A. Baker,	Hamilton,	Martin,	Steele,
N. Baker,	Hankerd,	Miller,	Stephenson,
Baldwin,	Harrington,	Moore,	Stevens,
Brown,	Hawley,	Morrison,	Stone,
Canfield,	Hopkins,	Mosher,	Turck,
Chase,	Howland,	Nixon,	J. M. Turner,
Cheney,	Ireland,	Norris,	S. W. Turner,
Clark,	S. Johnson,	Parsons,	Twadell,
Coon,	W. W. Johnson,	Phelps,	Valade,
Curtiss,	Jones,	Prindle,	Walkinshaw,
Davis,	Keeler,	Reed,	Welker,
Eaton,	Laubach,	Robbins,	Willett,
Elliott,	Lee,	Rork,	Winchell,
Farr,	Little,	Ross,	White,
Fletcher,	Ludlow,	Sackrider,	Woodworth,

Mr. Gibbs,  
Gies,  
Gould,

Mr. McArthur,  
McGinnis,

Mr. Sharts,  
Stafford,

Mr. Yeomans,  
Speaker,

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NAYS.

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Title agreed to.

On motion of Mr. Hall,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

#### PRESENTATION OF PETITIONS.

No. 278. By Mr. Allen: Remonstrance of Jesse Warner and 210 others against attaching part of the townships of Lodi, Pittsfield and York, in Washtenaw county, to the township of Saline in said county;

Referred to the committee on towns and counties.

No. 279. By Mr. Allen: Petition of A. H. Howard and 39 others asking for the re-incorporation of the village of Saline in the county of Washtenaw:

Referred to the committee on municipal corporations.

No. 280. By Mr. Allen: Petition of J. A. Watling and others asking for the passage of a law protecting the people of this State from the evils of incompetence and malpractice in dentistry;

Referred to the committee on public health.

No. 281. By Mr. Allen: Petition of J. E. Post and 29 others, citizens of Washtenaw county, asking for the passage of a law protecting the people of this State against incompetence and malpractice in dentistry;

Referred to the committee on public health.

No. 282. By Mr. Elliott: Remonstrance of J. D. Bateman, A. J. Crosby, Aaron Oysterbanks, and 49 others, against the passage of any law prohibiting the hunting of deer with dogs;

Referred to the committee on State affairs.

No. 283. By Mr. Stone: Petition of J. W. Glennie and 18 other citizens of the township of Sable, Iosco county, asking that the name of said township be changed to that of Au Sable;

Referred to the committee on towns and counties.

No. 284. By Mr. Norton: Petition of J. A. Clikeman, H. W. Loud, S. S. Mathews, and 40 others, residents of Oakland county, asking for a law to compel those engaged in securing ice to give notice of such location;

Referred to the committee on State affairs.

No. 285. By Mr. Kelley: Petition of Newell Avery, Simon J. Murphy, William A. Moore, Geo. N. Fletcher, John Owen, and 20 others, of the city of Detroit, asking a land grant in aid of the construction of the Alpena and Southwestern Railroad.

On demand of Mr. Kelley,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable, the Legislature of the State of Michigan, at Lansing:*

We, the undersigned citizens of Detroit, with a desire to develop the general interest of the State, and more particularly the northeastern portion known as the Thunder Bay region, are desirous of having a railway built from the city of Alpena to the Jackson, Lansing & Saginaw railroad. We believe it would be largely the means of settling up that portion of the State, opening new avenues

of trade, and would be for the general benefit. We therefore ask your honorable body to make such an appropriation of State Swamp Lands as may secure the early construction of the Alpena & Southwestern Railway.

The petition was referred to the committees on railroads and public lands, jointly.

No. 286. By Mr. Cheney: Petition of R. H. Dockery and 31 other residents of Kent county, relative to assessment and collection of taxes;

Referred to the committee on ways and means.

No. 287. By Mr. Knight: Petition of A. S. Munger, B. Shabel, Henry Hess, Thomas Kenney, Fred Wagner, Joseph Strigle and 307 others, for a reduction of the tolls on the Bay City, Vassar, and Watrous ville plank road.

On demand of Mr. Knight the petition was read at length and spread at large on the journal, as follows:

*To the Honorable the Legislature of the State of Michigan:*

Your petitioners, residents on or near, and travelers over the road known as the "Bay City, Vassar, and Watrous ville plank road," situated in Bay, Saginaw and Tuscola counties, respectfully represent:

1st. That said road is not in condition for travel on more than half its length.

2d. The tolls are enormously high, even if the road was kept in first-class order and condition for travel.

3d. The present company never paid anything for the right of way, and no other company ever paid for such right.

4th. The State of Michigan donated about eight thousand acres of land with which to build said road, in the first place, the whole distance being about twelve and a half miles.

5th. The franchise of the road, if there ever were any, was assumed by the present company in 1873 or 1874; the tolls having been raised in 1871 by act of the Legislature (session laws of 1871, page 165), from the general rates fixed by law to *double* those rates. See rates named in session laws of 1871, act No. 422.

And your petitioners further represent that said rates are higher than the rates of any other road in the State, and that the said tolls amount to so much that the users of said road are not able to pay such high rates, and that therefore, they ask that said schedule of tolls named in said act No. 422, session laws of 1871, be reduced at least one-third on each rate named therein, and that said plank road company be required, under proper penalties, to clear the logs and other rubbish, old plank, and loose stuff from the sides of said road in its entire length, and to keep the ditches clear of old planks, and also to forbid the piling of wood anywhere over the ditches or on the grade of said road, under penalties suitable to secure people against damages by collision with such acts.

The petition was referred to the committee on roads and bridges.

No. 288. By Mr. Dowling: Preamble and resolutions of the common council of Bay City in opposition to repealing act No. 301 of the session laws of 1865.

On demand of Mr. Dowling,

The preamble and resolutions were read at length and spread at large on the journal, as follows:

RECORDER'S OFFICE,  
*Bay City, February 8th, 1877.*

SIR,—In accordance with instructions, I herewith send you a copy of



preamble and resolutions adopted by the common council of Bay City at a regular meeting thereof, held on the 5th inst.

Very respectfully, your obedient servant,

J. G. WORDEN, *Recorder*.

HON. M. A. DOWLING, *Lansing, Mich.*

By Ald. Holmes:

*Whereas*, We have been informed that an effort is being made by certain parties to have act No. 301, session laws of 1865, repealed for the ostensible and sole purpose of reducing the rates of toll upon the Bay City, Watrousville and Vassar plank road; and

*Whereas*, The said plank road company has, as appears from their books, expended in replanking and repairing said road since December 7th, 1872, a large sum of money over and above receipts from tolls during the same period, thus leaving a large indebtedness against said company at this date; and

*Whereas*, The said company is in good faith re-planking said road and keeping it in excellent condition, and

*Whereas*, A reduction in the rates of toll, would at once, in our opinion, stop all further efforts on the part of said company to re-plank any more of its said road, and would result in a very short period in a total abandonment of the road by said company, to the great injury of our city, and

*Whereas*, Bay county has lately voted and expended \$9,000 in the improvement of roads in this county, and our citizens have subscribed some \$2,500 for the opening up of a road connecting with said plank road eight miles out, and running thence into Tuscola county, which latter road can only prove profitable to the citizens of Bay City in connection with keeping of said plank road in good condition for travel; therefore,

*Be it resolved*, That in the opinion of this council the best interest of our county and city requires the said plank road to be kept in good repair and condition, and that the same cannot be done owing to the limited amount of travel thereon if the rates of toll are reduced; besides, any reduction of rates at the present time would be unjust to said company.

*Resolved*, That our Senator and Representatives in the State Legislature be and hereby are requested to use all honorable means to prevent any reduction of or change in the present rates of toll.

*Resolved*, That the recorder be and hereby is instructed to prepare and send forthwith to our Senator and each of our representatives a copy of this preamble and resolution.

The preamble and resolutions were referred to the committee on roads and bridges.

No. 289. By Mr. Dowling: Remonstrance of Hon. H. H. Hatch, Hon. A. McDonnell, E. A. Cooley, and 145 other citizens of Bay county, in opposition to the repeal of act No. 301 of session laws of 1865;

Referred to the committee on roads and bridges.

No. 290. By Mr. Stone: Petition of Sam'l Rice, J. A. Hensho, and 140 other citizens of Iosco county, asking that certain swamp lands be donated to build a railroad from Harrisville, in Alcona county, to Standish, in Bay county.

On demand of Mr. Stone,

The petition was read at length and spread at large on the journal, as follows:



## PETITION FOR RAILROAD LAND GRANT.

*To the Honorable, the Senate and House of Representatives of the State of Michigan :*

The undersigned, citizens of Iosco county, realizing the great importance of a railroad outlet for the varied and increasing products of "the shore," and being desirous that *all* the towns and villages of the shore may alike be benefited thereby, would respectfully petition your honorable body to grant not less than five sections to the mile of the *swamp lands in Iosco and Alcona counties*, in aid of a *shore railroad* between Harrisville, in Alcona county, and Standish, in Bay county, the same to pass through, or within convenient distances of the several intermediate towns of Greenbush, Oscoda, Au Sable, East Tawas, Tawas City, and Alabaster; and your petitioners will ever pray.

The petition was referred to the committees on railroads and public lands, jointly.

No. 291. By Mr. Hall: Remonstrance of C. R. Miller, W. H. Waldby, Norman Geddes, F. W. Clay, Geo. Holden, A. Whitney, and 100 other citizens of Adrian, Lenawee county, against any change in the whiskey tax law, diverting from the city and village treasurers any portion of the funds arising from said tax;

Referred to the committee on the liquor traffic.

No. 292. By Mr. Hall: Petition of Elias Park, C. R. Porter, Fred. Meddick, Samuel Fingley, M. B. McConnell, Wm. Queal, and 45 other citizens of Lenawee county, for the more equal distribution of the fund arising from the liquor tax.

On demand of Mr. Hall,

The petition was read at length and spread at large on the journal, as follows:

*To the Legislature of the State of Michigan :*

GENTLEMEN:—The undersigned citizens of the State of Michigan, and resident tax payers of Lenawee county, would respectfully petition your honorable body, that you will so amend the law in regard to the license for the sale of intoxicating liquors as to place the tax collected therefrom to the credit of the relief fund for the poor of the county, believing that the general good of the community will be promoted, and a more just and equitable distribution of the taxes be promoted thereby. Hoping for a favorable and just consideration of subject, your petitioners would ever pray.

Dated, Adrian, February, 1877.

The petition was referred to the committee on the liquor traffic.

No. 293. By Mr. Hall: Petition of J. A. Howell and many others on the same subject;

Referred to the committee on the liquor traffic.

No. 294. By Mr. Mills: Petition of John D. Brown and 25 others relative to obstructing the passage of fish in certain rivers;

Referred to the committee on fisheries.

No. 295. By Mr. Mills: Petition of Thomas Williamson and 82 other citizens of Vassar asking for the incorporation of said village under act No. 62, session laws of 1875;

Referred to the committee on municipal corporations.

No. 296. By Mr. Dillmann: Remonstrance of Jno. E. Long, Geo. H. Par-

ker, F. D. Black. and 53 others, citizens of Michigan, against the passage of any law prohibiting the running of deer with dogs;

Referred to the committee on State affairs.

No. 297. By Mr. Abbott: Petition of Geo. W. Jones, N. J. Krusen, John Robinson, John Borland, Wm. H. McEntee, and 58 others, to restore the office of county superintendents of schools;

Referred to the committee on education.

No. 298. By Mr. Stevens: Resolutions of the common council of the city of Greenville, relative to the liquor tax law.

On demand of Mr. Stevens,

The resolutions were read at length and spread at large on the journal, as follows:

*To Hon. S. R. Stevens, Representative from Montcalm:*

SIR:—I herewith forward you the following resolution, which was unanimously adopted by the common council of this city at its last regular session, Monday evening, Feb. 12th:

*Whereas*, A bill is now pending before the Legislature of this State, intending to change the present liquor law, so as to make the money derived from the same a part of the general fund of the county; and

*Whereas*, From our experience in dealing with the liquor traffic in our city, we are satisfied that the additional expense of running the city government by reason of said traffic, is not more than met by the tax now derived by said liquor law; and

*Whereas*, We believe that the same state of affairs exists in our neighboring towns and cities;

*Resolved*, By the common council of the city of Greenville, that we deem it for the best interest of the State that the liquor law (so called), should remain as it now is, as to the disbursement of the tax derived therefrom.

*Resolved*, That the clerk of the city of Greenville is hereby instructed to transmit a copy of these resolutions to our Representative at Lansing, with a request that he present the same to the State Legislature.

WHITING G. NELSON, *Deputy City Clerk.*

The resolutions were referred to the committee on liquor traffic.

No. 299. By Mr. Sharts: Remonstrance of John Rogers, O. A. Merrill, John W. Thorn, Chas. A. Osborn, N. H. Weldon, and 50 others, citizens of Owosso, against the passage of a law to prohibit running deer with dogs;

Referred to the committee on State affairs.

No. 300. By Mr. F. A. Baker: Petition of Wm. Gowan, and 57 others, of St. Clair county, relative to taxation;

Referred to the committee on ways and means.

No. 301. By Mr. Billings: Petition of Jas. A. Button, J. Kernewell, and 100 others, to incorporate the village of Flushing, Genesee county;

Referred to the committee on municipal corporations.

No. 302. By Mr. Steele: Petition of A. B. Dunlap and 39 others, to amend the charter of the Grand Traverse and Antrim Mutual Insurance Company by adding the company of Leelanaw, to the same;

Referred to the committee on insurance.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill:

House bill No. 227, entitled

A bill to extend the time for the collection of taxes in the township of Caseville, Huron county, for the year 1876.

A. W. FARR, *Chairman*.

Report accepted and laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

Senate joint resolution No. 4, entitled

Joint resolution authorizing the Commissioner of the State Land Office to sell certain State school lands in Osceola county to James Sims, at the original price and upon the original terms provided by law for the sale of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

R. J. KELLEY, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 63, entitled

A bill to amend sections 34 and 35 of an act entitled "An act to provide for the examination of certain forfeited and part-paid Agricultural College, Salt Spring, and other lands," approved April 22d, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. J. KELLEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 137, entitled

A bill to prevent the cutting and destruction of timber on lands, the title of which is in the State of Michigan by reason of sale for delinquent taxes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment or recommendation, and ask that the same be printed and placed upon the general order, and ask to be discharged from the further consideration of the subject.

R. J. KELLEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Kelley,

The recommendation of the committee was concurred in.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on mines and minerals:

The committee on mines and minerals, to whom was referred

House bill No. 132, entitled

A bill to promote the mining interest of the Upper Peninsula of this State,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. C. DAVIS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 221, entitled

A bill to authorize certain persons therein named to build a dam across the outlet of Morrison Lake in Ionia county,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 115, entitled

A bill for the more effectual prevention of cruelty to animals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask that the bill be printed and placed upon the general order, and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Billings,

The recommendation of the committee was concurred in.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

Senate bill No. 35, entitled

A bill to provide for or facilitate the incorporation of Military or Light Guard companies for certain purposes;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

STANLEY W. TURNER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 186, entitled

A bill to amend section 2 of chapter 240 of the compiled laws of 1871, being compiler's section 7478, relative to fees of justices of the peace,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and asked to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Mosher,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 199, entitled

A bill to repeal act No. 168 of the session laws of 1873, entitled "An act to provide for the custody and safe keeping of persons who are tried for murder and other high crimes, and are acquitted by reason of insanity;"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 117, entitled

A bill to amend and declare the true intention of "An act to detach certain territory from the townships of Manistee and Stronach, in the county of Manistee, and to organize such territory so detached into a township by the name of Filer," and to legalize certain action taken thereunder;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend an act entitled "An act to detach certain territory from the townships of Manistee and Stronach, in the county of Manistee, and to organize such territory so detached into a township by the name of Filer, and to legalize certain action taken thereunder,"

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred the following resolution:

*Resolved*, That the committee on health be instructed to ascertain and report to this House whether any legislation is needed to prevent the spread of small-pox from any of the public institutions of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the recommendation (inasmuch as no controverted legal questions are embraced in the resolution, and as the committee on public health are presumably more familiar with the statistics of the subject matter than the committee on judiciary) that it be re-referred to the committee on public health, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The recommendation of the committee was concurred in.

The resolution was recommitted to the committee on public health.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 171, entitled

A bill to incorporate the village of Sheridan, Montcalm county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to incorporate the village of Sheridan, Montcalm county,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 196, entitled

A bill to revise and amend the charter of the city of Ypsilanti,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 103, entitled

A bill to incorporate the village of Ottisville, in the county of Genesee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment,



and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 250, entitled

A bill to repeal section 26 of an act entitled "An act to provide for the formation of street railway companies," approved March 5, 1867, being compiler's section 2527, chapter 77 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

House bill No. 233, entitled

A bill to change the corporate name of the First Congregational Society of South Boston, in the county of Ionia, State of Michigan, to the Union Evangelical Society of South Boston, in the county of Ionia, State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration the subject.

E. J. WELKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 76, entitled

A bill to incorporate the city of Dowagiac,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred the following resolution:



*Resolved*, That the Sergeant-at-Arms be requested to provide each day a fresh supply of drinking water with ice therein, from the Lansing mineral spring, for the use of the members of the House;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the resolution do pass, and ask to be discharged from the further consideration of the subject.

C. W. PRINDLE, *Chairman*.

Report accepted and committee discharged.

The question being on the adoption of the resolution,

On motion of Mr. Allen,

The resolution was laid on the table.

By the committee on public health:

The committee on public health, to whom was referred

House bill No. 28, entitled

A bill to amend section 2 of act No. 181, of the session laws of 1875, entitled "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, so entitled

A bill to amend act No. 181, of session laws of 1875, being an act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils," approved May 1, 1875,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

C. W. PRINDLE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Prindle,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

The committee on the insane asylums having incurred certain expenses of hotel and railroad fare in visiting the asylums at Kalamazoo and at Pontiac, have instructed me to report the following bill of expenditures, and recommend that they be allowed:

Thos. Morrison.....	\$5 75
James E. Ferguson.....	13 00
James S. Valade.....	9 80
John Willett.....	8 50
E. V. Chase.....	14 25
	<hr/>
	\$51 30

E. V. CHASE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chase,

The report was adopted.

By the committee on education:

The committee on education, to whom was referred

House bill No. 40, entitled

An act to amend section 1 of act No. 408, of the session laws of 1871, entitled "An act to organize union school district of the township of Rogers,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and ask that the same be printed, placed on the general order, and ask to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Allen,

The recommendation of the committee was concurred in.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

House bill No. 123, entitled

A bill to provide for county superintendents of schools.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and ask that the same be printed, referred to the committee of the whole, and placed on the general order, and ask to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Allen,

The recommendation of the committee was concurred in.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the Reform School :

The committee on the State Reform School, to whom was referred so much of the Governor's message as relates to that institution,

Respectfully report that they have made two visits to the same, and have made it their business to particularly examine the pay-rolls, buildings, beds, furniture, etc., the management, expenses and wants of the institution and the welfare of its inmates.

The buildings, farm and machinery are in a fair condition ; need some, but no extensive repairs. The furniture, beds and bedding, more particularly the bedding, will need some repairs before the meeting of the next legislature.

The management of the institution is excellent, and the expenses are prudent and economical, and will bear the closest scrutiny.

The inmates are healthy and clean, and enjoy as much of life as can be expected.

The Board of Control made its annual report Sept. 30, 1876, and ask that the sum of twenty-five thousand dollars for the current expenses, and two thousand and five hundred dollars for repairs, etc., be appropriated for each of the years 1877 and 1878, making \$27,500.00. The Governor recommends \$26,000.00.

Since the Board made its report, forty-five boys have been received and thirty discharged, being an increase of 15 in 4 months, and the price of some articles of food, especially flour, has materially advanced, which will require an advance on the appropriation of 1876 of at least ten per cent, or \$2,750.00, making the sum of \$30,250.00.

The sum mutually agreed upon by the committees of the Senate and House, is \$26,000.00, which will, of necessity, either compel a greater economy in the expenditures, or a deficit, unless values shall depreciate or the number of boys discharged shall exceed the number received.

The committees were somewhat divided upon this question, but as stated, agreed to report that the sum of \$26,000.00 be appropriated for the current expenses of the State Reform School for each of the years 1877 and 1878, and a bill to this effect will be introduced in the Senate.

The recommendation of the Governor, relating to a transfer of certain persons between the State Reform School and the State Public School, also to the age of boys committed and discharged from the Reform School, and the commitment of boys by parents and guardians without trial, is concurred in by the committee, and the committee recommends the passage of the accompanying bills upon this subject.

The estimate for the current expenses as above stated, is made upon the following memoranda:

Board of Control.....	\$500 00
Secretary.....	300 00
Superintendent.....	1,500 00
Assistant Superintendent.....	800 00
Teachers' salaries (8).....	2,370 00
Pay of employés (15).....	6,086 88
Physician.....	180 00
Carpenter.....	700 00
Chaplain.....	208 00
Provisions.....	7,500 00
Clothing and shoes.....	4,200 00
Fuel.....	1,800 00
Lights, gas.....	800 00
Furniture and repairing.....	550 00
School requisites.....	300 00
Repairs to buildings.....	600 00
Bedding for boys.....	300 00
Postage, stationery, express, printing, etc.....	200 00
Improvement to farm, and seeds.....	300 00
Farming implements.....	300 00
Repairs to machinery, tools, etc.....	300 00
Smithing, repair wagon, shoeing, etc.....	175 00
Discharged boys' R. R. fare.....	240 00
Runaway boys.....	60 00
Miscellaneous.....	130 12
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	\$30,400 00
Boys' labor.....	\$3,400 00
Interest on deposit.....	350 00
Farm stock.....	650 00
Appropriation.....	26,000 00
	<hr/>
	\$30,400 00

Your committee ask to be discharged from the further consideration of the subject.

A. D. RORK, *Chairman.*

Report accepted and committee discharged.

The following are the bills introduced by the committee :

1. House bill No. 254, entitled

A bill to amend section 10 and section 12 of chapter 268 of compiled laws of 1871, being compiler's sections 8135 and 8137, relative to the State Reform School.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

2. House bill No. 255, entitled

A bill to provide for a transfer of boys in certain cases between the State Reform School and the State Public School.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGE FROM THE GOVERNOR.

The Speaker announced the following :

EXECUTIVE OFFICE, )  
Lansing, February 15, 1877. }

*To the House of Representatives :*

I have this day approved, signed, and deposited in the office of the Secretary of State :

An act to extend the time for the collection of taxes in the townships of St. Joseph and Lincoln, in the county of Berrien, for the year 1876.

An act to extend the time for the collection of taxes in the city of Niles, in the county of Berrien, for the year 1876.

An act to change the name of Agnes B. Frye, Francis W. Frye, Jennie M. Frye, Margaret S. Frye, Grace B. Frye, Agnes J. Frye, John E. Frye, and Hampton R. Frye, to surname of Stevens.

CHARLES M. CROSWELL.

The message was laid on the table.

Mr. Robbins moved that the rules be suspended and the House take up the order of notices ;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, )  
Lansing, Feb. 15, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 49, entitled

A bill to amend section 2 of chapter 215 of the compiled laws of 1871, the same being compiler's section 6790, relative to the lien of mechanics and others.

2. Senate bill No. 50, entitled

A bill to amend section 5231 of the compiled laws of 1871, relative to probate courts.

3. Senate bill No. 51, entitled

A bill to amend section 7781 of the compiled laws of 1871, relative to the more effectual prevention of cruelty to animals ;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, February 15, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 156 (G. O. No. 76), entitled

A bill to amend sections 2 and 9 of act 331 of the session laws of 1869, entitled "An act to incorporate the village of Lawrence, in the county of Van Buren,"

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### NOTICES.

Mr. Stafford gave notice that on some future day he would ask leave to introduce

A joint resolution asking Congress for an appropriation for making a harbor of refuge of Grand Marias harbor, Lake Superior.

Mr. Harrington gave notice that on some future day he would ask leave to introduce

A bill to revise and amend the charter of the city of Port Huron.

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill to repeal an act entitled "An act to amend chapter one hundred and eighty-one of the compiled laws relative, to offenses against property by adding thereto section 53," approved April 5, 1869, the same being section 7605 of the compiled laws of 1871.

Mr. Knight gave notice that on some future day he would ask leave to introduce

A bill to enlarge the powers of the board of State swamp land road commissioners, it being compiler's section 4012, chapter 144.

Mr. Hall gave notice that on some future day he would ask leave to introduce

A bill to amend section 107 of chapter 136 of the compiled laws of 1871, relating to primary schools.

Mr. Gibbs gave notice that on some future day he would ask leave to introduce

A joint resolution proposing an amendment to section 1 of Article VII. of the constitution of this State, relative to the time electors must be residents prior to voting on certain questions ;

Also,

A bill to amend sections 5 and 8 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes therein," approved April 6, 1869, being sections 971 and 974, chapter 21, compiled laws of 1871.

Mr. Baldwin gave notice that on some future day he would ask leave to introduce

A bill entitled an act providing for the employment, defining the duties and fixing the compensation of a stenographer for the circuit court of the county of Kent, State of Michigan ;

Also,

A bill to amend an act to authorize a "Board of public works in and for the city of Grand Rapids," approved March 22, 1873, as amended by an act approved April 30, 1875.

Mr. Prindle gave notice that on some future day he would ask leave to introduce

A bill appropriating five thousand dollars annually for the use of the Homeopathic medical department of the University of Michigan ;

Also,

A bill to revise and amend an act to provide for a municipal court in the city of Grand Rapids, to be called "The Superior Court of Grand Rapids ;"

Also,

A bill to revise and amend an act entitled "An act relative to free schools in the city of Grand Rapids," approved March 15, 1871, as amended by an act approved April 24, 1875.

Mr. S. W. Turner gave notice that on some future day he would ask leave to introduce

A joint resolution for extension of time for applications for pensions and for dating of pensions from muster out or discharge.

Mr. Yeomans gave notice that on some future day he would ask leave to introduce

A bill to amend section 2, of chapter 63, being section 2090 of the compiled laws of 1871, relative to the protection of fish and the preservation of fisheries, as amended by act No. 195 of the session laws of 1875, approved May 1, 1875.

Mr. S. Johnson gave notice that on some future day he would ask leave to introduce

A bill to amend section 78 of the compiled laws of 1871, relative to re-election of township treasurers.

Mr. Farr gave notice that on some future day he would ask leave to introduce

A bill to amend sections 16 and 18, chapter 189, compiled laws of 1871, relative to drawing jurors.

Mr. Allen gave notice that on some future day he would ask leave to introduce

A bill to revise and amend the charter of the village of Saline, in the county of Washtenaw.

Mr. Hayes gave notice that on some future day he would ask leave to introduce



A bill making appropriations for the Agricultural College.

Mr. Billings gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Flushing.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Coral, in Montcalm county.

Mr. Dowling gave notice that on some future day he would ask leave to introduce

A bill to incorporate the villages of Wenona, Banks and Salzburch, to be known as the city of West Bay City or Wenona when incorporated.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill to amend section 6 of chapter 194, being compiler's section 6151 of the compiled laws of 1871, relative to provisions concerning actions and proceedings in certain cases.

Mr. Stone gave notice that on some future day he would ask leave to introduce

A bill to grant certain State swamp land in the counties of Alcona, Iosco and Bay to constructing a railroad along the shore of Lake Huron, and to some point of the Jackson, Lansing & Saginaw Railroad ;

Also,

A bill to amend section 50, of chapter 245, being compiler's section 7601, of the compiled laws of 1871, relative to offenses against property ;

Also,

A bill to change the name of the township of Sable, in the county of Iosco.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill to provide for the better care of pauper and destitute children ;

Also,

A bill to provide for the support and care of State paupers.

#### INTRODUCTION OF BILLS.

Mr. Howland, previous notice having been given, and leave being granted, introduced,

House bill No. 256, entitled

A bill to encourage the propagation of fish in the State of Michigan.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Howland, previous notice having been given, and leave being granted, introduced

House bill No. 257, entitled

A bill to amend section 4 of an act to protect fish and preserve the fisheries of this State, approved March 21st, 1865, being compiler's section 2075 of compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Van Raalte, previous notice having been given, and leave being granted, introduced

House bill No. 258, entitled

A bill to authorize the supervisors of Ottawa county to build a free bridge



across the Pigeon river, in the township of Olive, and to ask the State to make an appropriation of State swamp lands therefor.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Van Raalte, previous notice having been given, and leave being granted, introduced

House bill No. 259, entitled

A bill to amend the charter of the city of Holland.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Hopkins, previous notice having been given, and leave being granted, introduced

House bill No. 260, entitled

A bill to amend sections 1, 2, 4, 6, 7, and 9, of act No. 185, of session laws of 1873, entitled "An act establishing a lien for labor and services upon logs and timber."

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Davis, unanimous consent being given, introduced

House bill No. 261, entitled

A bill to change the boundary line between the counties of Houghton and Baraga.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Dowling, previous notice having been given, and leave being granted introduced

House bill No. 262, entitled

A bill to amend section 2946 of the revised statutes of 1846, being section 4450 of the compiled laws of 1875, relative to administrators executory.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Dowling, previous notice having been given, and leave being granted, introduced

House joint resolution No. 26, entitled

Joint resolution for the better security of persons transacting business with the State Land office, and to require from the Commissioner of the State Land Office a suitable bond.

The joint resolution was read a first and second time by its title, and

On request of Mr. Dowling,

Was referred to the committee on ways and means.

Mr. Hawley, unanimous consent being given, introduced

House bill No. 263, entitled

A bill to secure the payment of persons who perform labor or furnish materials for public works, improvements or supplies.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hawley, unanimous consent being given, introduced

House bill No. 264, entitled

A bill to provide for the trying of joint suits by fellow workmen.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hawley, unanimous consent being given, introduced  
House bill No. 265, entitled

A bill to amend section 15, chapter 55, being section 1998, compiled laws of 1871, and relative to gaming.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Ireland, previous notice having been given, and leave being granted, introduced

House bill No. 266, entitled

A bill to amend act No. 165 of the session laws of 1873, entitled "An act to amend section 39 of chapter 177 of the compiled laws of 1871," being compiler's section 5230, relative to probate courts.

The bill was read a first and second time by its title, and,

On request of Mr. Ireland,

Was referred to the committee on judiciary.

Mr. Hamilton, previous notice having been given, and leave being granted, introduced

House bill No. 267, entitled

A bill to amend section 1 of an act entitled "An act concerning bail in criminal cases," approved March 31, 1840, being compiler's section 7877 of the compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House bill No. 268, entitled

A bill to authorize cities and villages to secure and regulate the posting and distributing of bills, circulars, posters, and advertisements.

The bill was read a first and second time by its title and referred to the committee on municipal corporations.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 269, entitled

A bill to allow plate glass insurance companies to do business in this State.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Allman, previous notice having been given, and leave being granted, introduced

House bill No. 270, entitled

A bill to amend section 5894, compiled laws of 1871, relative to taking depositions to be used within this State.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Allman, previous notice having been given, and leave being granted, introduced

House bill No. 271, entitled

A bill to authorize married women to make contracts as if they were unmarried.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Little, previous notice having been given, and leave being granted, introduced

House bill No. 272, entitled

A bill to repeal act No. 69 of the session laws of 1875, entitled "An act to organize the county of Gladwin," approved April 8th, 1875, and to annex the territory forming said Gladwin county to Midland county.

The bill was read a first and second time by its title, and

On request of Mr. Little,

Was referred to the committee on judiciary.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 273, entitled

A bill to amend sections 15 and 16, and add two new sections, to stand as sections 19 and 20 of title 4; also to amend section 18 of title 5, and sections 1, 3, 4, 7, 17 and 19 of title 9, and add 4 new sections, to stand as sections 20, 21, 22, and 23 of title 9; to amend section 6 of title 13, and sections 3 and 8 of title 13, and to repeal section 9 of title 13 of an act to amend an act entitled "An act to incorporate the city of East Saginaw," approved Feb. 15, 1859, and act amendatory thereto.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Harrington, previous notice having been given, and leave being granted, introduced

House bill No. 274, entitled

A bill to amend section 16, of chapter 136, and section 1 of an act to extend certain rights and privileges to persons who are tax-payers but not qualified voters in school districts, approved Feb. 8, 1855, being compiler's sections 3596 and 3705, of compiled laws of 1871, relative to oath and qualifications of voters at school district meetings.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Norton, previous notice having been given, and leave being granted, introduced

House bill No. 275, entitled

A bill to compel parties engaged in securing ice to give notice of the location.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Prindle, previous notice having been given and leave being granted, introduced

House bill No. 276, entitled

A bill to revise an act entitled "An act to establish and organize a police court in the city of Grand Rapids," approved April 30, 1873, as amended May 3, 1875, and to extend and enlarge the power and authority of said court and its officers.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 277, entitled

A bill to revise and amend an act to incorporate the city of Ann Arbor, approved April 4, 1851, as amended by several acts amendatory thereof.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Moore, previous notice having been given, and leave being granted, introduced

House bill No. 278, entitled

A bill to provide for a tax on dogs.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Dillmann, previous notice having been given, and leave being granted, introduced

House bill No. 279, entitled

A bill relative to telegraph dispatches.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The committee on education, previous notice having been given, and leave being granted, introduced

House bill No. 280, entitled

A bill to provide for district commissioners of schools, and to repeal act No. 42 of the session laws of 1875, relative to township superintendents.

The bill was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. J. C. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 281, entitled

A bill to amend section 13, of chapter 136, relative to primary schools, being section 3725, compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Winchell, previous notice having been given, and leave being granted, introduced

House bill No. 282, entitled

A bill to amend section 14 of act No. 355 of the session laws of 1869, being an act entitled "An act to incorporate the village of Plainwell, in the county of Allegan."

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Turck, previous notice having been given, and leave being granted, introduced

House bill No. 283, entitled

A bill to amend section 3666, compiled laws of 1871, entitled "Taxes for school purposes."

The bill was read a first and second time by its title, and

On request of Mr. Turck,

Was referred to the committee on ways and means.

Mr. Turck, unanimous consent being given, introduced

House bill No. 284, entitled

A bill to authorize the board of supervisors of Gratiot county to appropriate certain funds for the purpose of building a jail.

The bill was read a first and second time by its title, and, pending the reference,

On motion of Mr. Turck,  
Was laid on the table.

Mr. Miller, previous notice having been given, and leave being granted, introduced

House bill No. 285, entitled

A bill to amend an act entitled "An act to prevent the destruction of muskrats and muskrat houses," approved April 3, 1869.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Norris, unanimous consent being given, introduced

House bill No. 286, entitled

A bill to change the name of the village plat of "Morgan," in Newaygo county, to "White Cloud."

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Allen moved that the House take a recess until 2 o'clock P. M. ;

Pending which

Mr. Conely moved that the House do now adjourn.

Mr. Allen demanded the yeas and nays.

The demand was seconded, and the motion to adjourn prevailed, by yeas and nays, as follows :

#### YEAS.

Mr. N. Baker,	Mr. Gibbs,	Mr. Ludlow,	Mr. Reed,
Billings,	Gies,	McArthur,	Robbins,
Canfield,	Gould,	Miller,	Ross,
Cheney,	Hall,	Mills,	Sackrider,
Clark,	Hamilton,	Moore,	A. J. Sawyer,
Conely,	Harrington,	Morrison,	J. C. Sawyer,
Coon,	Ireland,	Nixon,	Shetterly,
Crandell,	W.W. Johnson,	Norris,	Stone,
Dowling,	Jones,	Norton,	Turck,
Elliott,	Knight,	Prindle,	Twadell,

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#### NAYS.

Mr. Abbott,	Mr. Farr,	Mr. Mosher,	Mr. S. W. Turner,
Allen,	Ferguson,	Parsons,	Valade,
Allman,	Hawley,	Rork,	Welker,
Brown,	Howland,	Sharts,	Willett,
Chase,	S. Johnson,	Stafford,	Winchell,
Curtis,	Kelley,	Steele,	White,
Davis,	Lee,	Stephenson,	Yeomans,
Dillmann,	Little,	Thomson,	Speaker,
Eaton,	Markham,		

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The Speaker announced that the House would stand adjourned until Monday next at 8:30 P. M.

*Lansing, Monday, January 19, 1877, 1*  
8:30 o'clock P. M. }

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Cooley.

Roll called: quorum present.

Absent without leave: Messrs. Ferguson, Harrington, Jones, Knight, Nixon, Shetterly, Van Raalte and Wood.

Mr. Dowling asked and obtained leave of absence for Mr. Knight until the 20th.

Mr. Hill asked and obtained leave of absence for Mr. Ferguson until the 20th.

Mr. Gould asked and obtained leave of absence for Mr. Nixon until the 21st.

Mr. Stevens asked and obtained leave of absence for Mr. Van Raalte until the 21st.

Mr. Allen asked and obtained leave of absence for Mr. Wood until the 21st.

Mr. Moore asked and obtained leave of absence for Messrs. Jones and Harrington until the 22d.

Mr. A. J. Sawyer, by unanimous consent, moved that the order of business be suspended for the evening, except as to "notices," and "introduction of bills;"

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Kelley, by unanimous consent, moved that, for the presentation of notices and the introduction of bills, the list of counties be called in alphabetical order;

Which motion prevailed.

On motion of Mr. J. M. Turner,

The rules were suspended, two-thirds of all the members present voting therefor, and he was allowed to offer the following resolution:

*Resolved*, That hereafter, during this session, so much of Rule 45 which requires one day's notice of motion to introduce a bill or joint resolution, be and the same is hereby suspended, except as to bills relative to the charters of municipal corporations.

Mr. Conely moved to amend the resolution by adding to the end thereof the words: "or private corporations;"

Which motion prevailed.

The resolution was then not adopted, two-thirds of all the members present not voting therefor.

#### NOTICES.

Mr. Hoyt gave notice that on some future day he would ask leave to introduce A bill for the protection of tax-payers.

Mr. White gave notice that on some future day he would ask leave to introduce A bill to repeal act No. 327 of the local laws of 1875, in relation to fishing in the inland lakes of Oceana county.

Mr. Norton gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to incorporate the city of Pontiac, approved March 15, 1861, as amended by the several acts amendatory thereof."

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill to repeal the charter of the village of Whitehall, in Muskegon county.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to extend the time for the collection of taxes in the city of Greenville.

Mr. Valade gave notice that on some future day he would ask leave to introduce

A bill that all statute labor shall be performed on or before the first day of August in the township of Berlin, Monroe county.

Mr. Stone gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of Midland City;

Also,

A bill to limit the time for holding meetings of the boards of supervisors of counties.

Mr. Hall gave notice that on some future day he would ask leave to introduce

A bill to amend section 1758 of the compiled laws of 1871, as amended by act 159 of the laws of 1875, and also section 1772 of said compiled laws, relating to county drains.

Mr. Robbins gave notice that on some future day he would ask leave to introduce

A bill relative to selling, furnishing or allowing intoxicating liquors to minors under the age of eighteen years;

Also,

A bill to amend an act entitled "An act to conform deeds and instruments intended for the conveyance of real estate in certain cases," approved February 2, 1861, by adding a new section thereto.

Mr. Abbott gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of Imlay City.

Mr. Phelps gave notice that on some future day he would ask leave to introduce

A bill providing for the re-surveying and re-plotting of Sanburn & Rust's addition to the village, now city of Big Rapids.

Mr. Sharts gave notice that on some future day he would ask leave to introduce

A bill to amend section 3 of an act to authorize the city of Owosso to raise money to construct a city hall and city prison for the city of Owosso.

Mr. W. W. Johnson gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to establish an insurance bureau," being chapter 44 of the compiled laws of 1871;

Also,

A bill to prevent the manufacture and sale of spirituous or intoxicating liquors as a beverage, and for the abatement and suppression of that business as a nuisance;

Also,

A bill relative to the title of lands sold for delinquent or unpaid taxes.



Mr. J. M. Turner gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Lansing.

Mr. Brown gave notice that on some future day he would ask leave to introduce

A bill to enable the qualified voters of Hillsdale county to determine by ballot whether spirituous or fermented liquors shall be sold in said county.

Mr. Turck gave notice that on some future day he would ask leave to introduce

A bill to amend section 6, and add a new section to act 79, laws of 1873, entitled "An act to provide for the appointment of a Commissioner of Railroads, and to define his duties and to fix his compensation."

Mr. Stephenson gave notice that on some future day he would ask leave to introduce

A bill to change the name of Thomas Morrissey to Thomas Sterling, and to constitute him heir at law of Henry H. Sterling and Catharine M. Sterling.

Mr. Ludlow gave notice that on some future day he would ask leave to introduce

A bill to change the name of the First Baptist Church and Society of Sandstone, Jackson county, Michigan, to the First Baptist Church and Society of Parma, Jackson county, Michigan.

Mr. Hopkins gave notice that on some future day he would ask leave to introduce

A joint resolution authorizing the board of supervisors of Isabella county to transfer certain moneys from the drainage fund to the court house building fund of said county;

Also,

A bill to amend sections 50 and 51, being compiler's section 6253, chapter 195, of compiled laws of 1871, and the acts amendatory thereto. approved April 29, 1873, and May 1st, 1875, relative to the action of ejectment;

Also,

A bill to amend section (4003) 1 of act 182, of session laws of 1875, being an act amending an act entitled "An act to create a Board of State Swamp Land Commissioners, and to repeal act No. 76 of the session laws of 1867, being sections 4003 and 4019, of compiled laws of 1871.

Mr. Hayes gave notice that on some future day he would ask leave to introduce

A bill to provide for refunding in certain cases taxes illegally assessed.

Mr. McArthur gave notice that on some future day he would ask leave to introduce

A bill to authorize the commissioner of highways for the township of Inverness, in the county of Cheboygan, to levy an additional tax for highway purposes, and to direct the application of the same.

Mr. S. Johnson gave notice that on some future day he would ask leave to introduce

A bill to provide for vacating decrees and granting re-hearings in courts of chancery in certain cases.

Mr. Fletcher gave notice that on some future day he would ask leave to introduce

A bill to authorize and empower attorneys at law to take acknowledgments

of deeds, administer oaths, and exercise the powers and perform the duties of notaries public ;

Also,

A bill to amend section 57 of chapter 189 of the compiled laws of 1871, the same being section 6026 of said compiled laws, relating to the trial of issue of fact ;

Also,

A bill to amend sections 4 and 13 of act No. 228 of the laws of 1875, approved May 3, 1875 ;

Also,

A bill to amend section 14 of chapter 218 of the compiled laws of 1871, being section 6925 of said compiled laws, relative to foreclosure by advertisement.

Mr. Welker gave notice that on some future day he would ask leave to introduce

A bill to reorganize the judicial districts of this State.

Mr. Rork gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of an act entitled "An act to incorporate the city of Hastings," approved March 11, 1871.

Mr. Turck gave notice that on some future day he would ask leave to introduce

A bill to amend section 6, article 6, sections 1, 4 and 7 and paragraphs 3 and 4 of section 2 article 6, sections 1 and 4 of article 7, sections 1, 2, 5, 6 and 7 of article 8, section 1 article 10, section 1 article 13, section 1 article 19, section 1 article 21, and to strike out the provisions of section 4 article 12, and section 1 of article 15, entitled "An act to re-incorporate the village of St. Louis," approved March 28, 1873, and amended April 23, 1875.

Mr. Stafford gave notice that on some future day he would ask leave to introduce

A bill to authorize the formation of immigration companies.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill to amend section 13 of chapter 47 of the compiled laws of 1871, being compiler's section 1757, relative to draining swamps, marshes, and other low lands.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill to maintain political purity ;

Also,

Joint resolution requesting Congress to call a convention to propose amendments to the Constitution of the United States ;

Also,

A bill to detach certain portions of territory from the county of Mackinac, and to annex the same to the county of Chippewa ;

Also,

A bill to render incorporated cities liable in cases of injury from defective sidewalks and crosswalks, and highways ;

Also,

A bill to amend section 5207 of the compiled laws of 1871, being section 16, chapter 177, relative to judges of probate ;

Also,

A bill to require the officers of the Agricultural college to furnish bovine virus or cow-pox for the use of the people of this State ;

Also,

A bill to amend and revise the charter of the city of Detroit.

Mr. Morrison gave notice than on some future day he would ask leave to introduce

A bill to divide the township of Nankin, in the county of Wayne, into two election precincts.

Mr. Gies gave notice that on some future day he would ask leave to introduce

A bill to extend the time of collecting of taxes in the township of Hamtramck, Wayne county.

Mr. Crandell gave notice that on some future day he would ask leave to introduce

A bill to extend the time for the collection of taxes of the city of Wyandotte, Wayne county.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill to provide for the improvement of highways in the townships of Hamtramck, Greenfield and Springwells, in the county of Wayne ;

Also,

A bill relative to the publication of legal notices ;

Also,

A bill to amend an act entitled "An act to regulate the size of dry or packing barrels for fruits, roots and vegetables" approved March 8, 1869, being compiler's section 1549 of the compiled laws of 1871 ;

Also,

A bill to amend sections 5, 6, and 7 of chapter 156 of the compiled laws of 1871, being compiler's sections 4381, 4382 and 4383, relative to special administrators ;

Also,

A bill relative to the platting of lands and fixing the boundaries thereof.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill to amend sections 5, 6, and 7, of an act entitled "An act relative to the public schools of the city of Ann Arbor," approved March 2, 1865 ;

Also,

A bill to amend section 2 of chapter 202, of the compiled laws of 1871, being compiler's section 6440, relating to proceedings against garnishees ;

Also,

A bill to amend section 2 of title 5, of act 402, of session laws of 1867, entitled "An act to revise and amend an act to incorporate the city of Ann Arbor," approved April 4, 1851, and an act amendatory thereto, approved Feb. 25, 1861, as amended by act No. 217, of the session laws of 1873 ;

Also,

A bill to provide for an appropriation to enable the Board of Regents to maintain a dental school in connection with the medical department of the State University ;

Also,

A bill to provide a site, system of government, and plans for the erection of a State House of Refuge for exposed or friendless and helpless girls between the ages of ten and fifteen years ;

Also,

A bill to fix the liability of persons doing a deposit, loaning, exchange or private banking business.

Mr. Norris gave notice that on some future day he would ask leave to introduce

A bill to amend section 21 of an act relative to the organization and powers of fire and marine insurance companies transacting business within this State. approved April 3, 1869, being compiler's section 2985 of the compiled laws of 1871.

Mr. Mills gave notice that on some future day he would ask leave to introduce

A bill to reincorporate the village of Vassar, Tuscola county;

Also,

A joint resolution for the dating of pensions allowed by the United States Government;

Also,

A bill to incorporate the village of Millington, in Tuscola county;

Also,

A bill to amend an act entitled "An act to amend section 2, of chapter 63, being compiler's section 2090 of the compiled laws of 1871, relating to fish, and the preservation of fisheries in the State of Michigan,

Also,

A bill to lay out and establish a State road and ditch in Tuscola county;

Also,

A joint resolution authorizing the Commissioner of the State Land Office to issue a patent to certain school lands in Tuscola county.

Mr. Allman gave notice that on some future day he would ask leave to introduce

A bill to amend section 23 of chapter 170 of the compiled laws of 1871, relative to divorces, being compiler's section 4755;

Also,

A bill to provide for the publication and distribution of the laws and documents of the State, and to repeal all acts and parts of acts inconsistent therewith;

Also,

A bill to amend section 40 of chapter 10, being compiler's section 516 of compiled laws of 1871, relative to duties of county treasurers;

Also,

A bill to amend section 5, chapter 144, being compiler's section 3942 of compiled laws of 1871, relative to receipts derived from sale of swamp lands.

Mr. Kelley gave notice that on some future day he would ask leave to introduce

A bill to authorize and empower the Board of Control of State swamp lands to make an appropriation of State swamp land to complete and make passable a certain section of the Duncan, Alpena and Au Sable State road;

Also,

A bill to amend sections 1 to 27, inclusive, of chapter 202, of the compiled laws of 1871, being compiler's sections 6439 to 6464, inclusive, relative to proceedings in garnishment in justice courts;

Also,

A bill to incorporate the public schools of the township of Ossineke.

Also,

A bill to authorize and empower the Board of Control of State swamp land to make an appropriation of land to aid in the completion of the Alpena and Long Lake State road ;

Also,

A bill to appropriate State swamp land to aid in the construction of a railroad from, at, or near Standish, on the Jackson, Lansing and Saginaw railroad, in the county of Bay, to Harrisville, in the county of Alcona ;

Also,

A bill to amend sections 1 to 49 inclusive, of chapter 202, of the compiled laws of 1871, being compiler's sections 6465 to 6512 inclusive, relative to proceedings in garnishment in the circuit courts and district courts of the Upper Peninsula.

Mr. Winchell gave notice that on some future day he would ask leave to introduce

A bill to prevent the adulteration of commercial fertilizers.

Mr. Parsons gave notice that on some future day he would ask leave to introduce

A bill to amend section 4 (3057), chapter 108, of the compiled laws of 1871, in regard to notice of election of trustees of religious societies."

#### INTRODUCTION OF BILLS.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 287, entitled

A bill to amend sections 5, 8, 12, 14, 15, 16, 17, 18, 19, 22 and 36 of an act entitled "An act further to preserve and guard against the abuses of the elective franchise by the registration of electors," approved February 14, 1859, the same being compiler's sections 163, 166, 170, 172, 173, 174, 175, 176, 177, 180 and 193 of the compiled laws of 1871 ; also section 2 of an act entitled "An act to provide for the registration of electors in new townships," approved Jan. 27, 1869, being compiler's section 198 of the compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. Hamilton, previous notice not having been given, and leave being granted, introduced

House bill No. 288, entitled

A bill to authorize the mortgagee or his legal representatives to purchase property on sale by foreclosure under chattel mortgage.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hamilton, previous notice not having been given, and leave being granted, introduced

House bill No. 289, entitled

A bill authorizing district school boards to purchase maps and other school apparatus.

The bill was read a first and second time by its title and referred to the committee on education.

Mr. Hamilton, previous notice not having been given, and leave being granted, introduced

House bill No. 290, entitled

A bill to amend section 1 of an act entitled "An act to prevent the spread-

ing of Canada thistles in the State of Michigan," being compiler's section 2129 in chapter 68 of the compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Hamilton, previous notice not having been given, and leave being granted, introduced

House bill No. 291, entitled

A bill relative to contracts between municipal corporations and any officer thereof.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hamilton, previous notice not having been given, and leave being granted, introduced

House bill No. 292, entitled

A bill to amend section 34 of chapter 176 of the compiled laws of 1871, being compiler's section 5070, relative to "receivers in chancery."

The bill was read a second and third time by its title, and referred to the committee on judiciary.

Mr. Hamilton, previous notice not having been given, and leave being granted, introduced

House bill No. 293, entitled

A bill to amend section 9 of chapter 48 of the compiled laws of 1871; being compiler's section 1786, relative to the construction of water-courses and ditches.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Hamilton, previous notice not having been given, and leave being granted, introduced

House joint resolution No. 27, entitled

Joint resolution proposing an amendment to section 1, Article XIV. of the constitution of this State relative to "finance and taxation."

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hamilton, previous notice not having been given, and leave being granted, introduced

House joint resolution No. 28, entitled

Joint resolution proposing amendments to sections 1, 2, 6, 7, 9, 10 and 11 of Article VI. of the constitution of this State relative to "Judicial department."

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hamilton, previous notice not having been given, and leave being granted, introduced

House joint resolution No. 29, entitled

Joint resolution proposing an amendment to section 9, of Article X. of the constitution of this State relative to constructing or repairing bridges.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Stanchfield, previous notice having been given, and leave being granted, introduced

House bill No. 294, entitled

A bill to extend the time for the collection of taxes in the town of Chase, in the county of Lake, for the year 1876.



The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. McArthur, previous notice having been given, and leave being granted, introduced

House bill No. 295, entitled

A bill to detach certain territory from the township of Burt, in the county of Cheboygan, and to organize the same into a separate township, to be known as the township of Tuscarora.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Chase, previous notice having been given, and leave being granted, introduced

House bill No. 296, entitled

A bill making appropriations for finishing and furnishing the eastern asylum for the insane and for the maintenance of patients therein.

The bill was read a first and second time by its title, and referred to the committee on the asylums for the insane.

Mr. Chase, previous notice having been given, and leave being granted, introduced

House bill No. 297, entitled

A bill making appropriations for the maintenance of the patients at the Michigan asylum for the insane, and for certain repairs, renewals, and additions.

The bill was read a first and second time by its title and referred to the committee on asylums for the insane.

Mr. Stephenson, previous notice having been given, and leave being granted, introduced

House bill No. 298, entitled

A bill to change the name of Thomas Morrissy to Thomas Sterling, and constitute him heir at law of Henry H. Sterling and Catherine Sterling.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Billings, previous notice having been given, and leave being granted, introduced

House bill No. 299, entitled

A bill to incorporate the village of Flushing.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Gibbs, previous notice having been given, and leave being granted, introduced

House bill No. 300, entitled

A bill to amend sections 5 and 8 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being compiler's sections 971 and 974, of the compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Gibbs, previous notice having been given, and leave being granted, introduced

House joint resolution No. 30, entitled

Joint resolution proposing an amendment to section 1 of Article VII., of the



constitution of this State, relative to the time an elector must be a resident prior to voting on certain questions.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Turck, previous notice having been given, and leave being granted, introduced

House bill No. 301, entitled

A bill to amend compiler's sections 126, 150, and 151, chapter 6, and sections 643, chapter 12, and sections 4886 and 4887 of chapter 174, compiled laws of 1871, entitled "Election of circuit judges and regents of the University; election of township officers and judges of the Supreme Court."

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. Mosher, previous notice having been given, and leave being granted, introduced

House bill No. 302, entitled

A bill to prohibit the sale and use of spiritous or intoxicating liquors as a beverage, and to regulate the sale of the same for medicinal and mechanical purposes.

The bill was read a first and second time by its title, and referred to the committee on liquor traffic.

Mr. Hankerd, previous notice having been given, and leave being granted, introduced

House bill No. 303, entitled

A bill to amend sections 183 and 184, of chapter 178, of the compiled laws of 1871, the same being sections 5431, 5432 of the said compiled laws, relative to appeals from justices of the peace.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Prindle, previous notice having been given, and leave being granted, introduced

House bill No. 304, entitled

A bill appropriating five thousand dollars annually for the use of the homeopathic department of the University of Michigan.

The bill was read a first and second time by its title, and referred to the committee on University.

Mr. Farr, previous notice having been given, and leave being granted, introduced

House bill No. 305, entitled

A bill to amend sections 16 and 18 of chapter 189 of the compiled laws of 1871, being compiler's sections 5980 and 5987, relative to drawing of jurors.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House bill No. 306, entitled

A bill to vacate the township of Lincoln, in the county of Midland, and to incorporate the territory within the township of Hope in the county of Midland.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House bill No. 307, entitled

A bill to change the name of the township of Sable, Iosco county, to Au Sable.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House bill No. 308, entitled

A bill to repeal section 3 of an act entitled "An act to organize the county of Roscommon." being act No. 41 of the session laws of 1875.

The bill was read a first and second time by its title, and

On request of Mr. Stone,

Was referred to the committee on judiciary.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House bill No. 309, entitled

A bill to amend section 50 of chapter 245, being compiler's section 7601 of the compiled laws of 1871, relative to offenses against property.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Stevens, previous notice having been given, and leave being granted, introduced

House bill No. 310, entitled

A bill to incorporate the village of Coral, Montcalm county.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 311, entitled

A bill to amend section 3 of chapter 218 of the compiled laws of 1871, being compiler's section 6914, relative to the foreclosure of mortgages by advertisement.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 312, entitled

A bill to repeal an act entitled "An act to amend chapter 181 of the compiled laws relative to offenses against property," by adding thereto section 53, approved April 5, 1869, the same being section 7605 of the compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Sharts, previous notice having been given, and leave being granted, introduced

House bill No. 313, entitled

A bill to detach certain territory from the union school district of the city of Owosso.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Sharts, previous notice having been given, and leave being granted, introduced

House bill No. 314, entitled

A bill to provide for laying out and constructing a State ditch or drain in the county of Shiawassee, and making an appropriation of State swamp lands to aid in the construction of the same.

The bill was read a first and second time by its title, and referred to the committees on public land and drainage, jointly.

Mr. Moore, unanimous consent being given, introduced

House bill No. 315, entitled

A bill to extend the time for the collection of taxes in the city of St. Clair, county of St. Clair, for the year 1876.

The bill was read a first and second time by its title, and pending the reference thereof,

On motion of Mr. Moore,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbot,	Mr. Gibbs,	Mr. Ludlow,	Mr. Sharts,
Allen,	Gies,	McArthur,	Stafford,
Allman,	Gould,	Markham,	Stanchfield,
N. Baker,	Hall,	Miller,	Steele,
Billings,	Hamilton,	Mills,	Stephenson,
Brown,	Hankerd,	Moore,	Stevens,
Canfield,	Hawley,	Mosher,	Thomson,
Chase,	Hill,	Parsons,	Turck,
Cheney,	Hopkins,	Prindle,	Walkinshaw,
Clark,	Howland,	Reed,	Welker,
Coon,	Ireland,	Robbins,	Willett,
Curtiss,	Jewell,	Rork,	Winchell,
Dowling,	S. Johnson,	Ross,	White,
Elliott,	W. W. Johnson,	Sackrider,	Woodworth,
Farr,	Keeler,	A. J. Sawyer,	Speaker,
Fletcher.	Kelley,		62

#### NAYS.

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Title agreed to.

On motion of Mr. Turck,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Welker,

The House adjourned.

*Lansing, Tuesday, February 20, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Bangs.

Roll called: a quorum present.

Absent without leave Messrs. Eaton and Stinchcomb.

Mr. Winchell asked and obtained leave of absence for Mr. Eaton until the 21st.

Mr. Rork asked and obtained leave of absence for Mr. Stinchcomb until the 21st.

#### PRESENTATION OF PETITIONS.

No. 303. By Mr. White: Petition of E. J. Shirts, W. H. Bailey, E. W. Kiles, Orrin Denning, Milo H. Sweet, A. Sanisbury, and 146 other citizens of Oceana county for the repeal of act No. 327 of the local acts of the session of 1875, in relation to fishing in the inland lakes of Oceana county;

Referred to the committee on fisheries.

No. 304. By Mr. White: Petition of O. W. Knox, A. R. Chappell, W. J. Britton, D. Johnson, A. S. White, and 9 others, for the passage of House bill No. 1, relative to the organization of mutual benefit coöperative associations and other benevolent associations;

Referred to the committee on insurance.

No. 305. By Mr. White: Petition of A. A. Darling, John Bueller, W. E. Ambler, Wm. Webb, Joseph Haman, Wm. J. Sprigg, and 82 other citizens of Oceana county, for the passage of a law for the protection of the medical profession;

Referred to the committee on public health.

No. 306. By Mr. White: Remonstrance of A. R. Wheeler, Henry Huffman, Wm. Banks, Newton Phillips, and 45 other citizens of Oceana county, against the passage of any law prohibiting the trapping or netting of wild pigeons, outside of their nestings; also, to give one-half of the penalty for a violation of the law to the parties informing and prosecuting;

Referred to the committee on State affairs.

No. 307. By Mr. A. J. Sawyer: Petition of Franklin Cate, and 73 others, asking for an amendment to the charter of the city of Ann Arbor;

On demand of Mr. A. J. Sawyer,

The petition was read at length and spread at large on the journal, as follows:  
*To the Honorable, the Legislature of the State of Michigan:*

The undersigned citizens of the city of Ann Arbor, in the county of Washtenaw, and State of Michigan, respectfully petition your Honorable Body to amend section 2 of title 5, of the charter of the city of Ann Arbor, so far as said section requires the common council of said city to provide by ordinance for the assessment and collection of a license tax of not less than one hundred dollars or more than two hundred dollars annually, payable quarterly, upon each and every person within the limits of said city, who is, or shall be engaged in keeping a victualing house, saloon, or other place, for furnishing meals, food, or drink, so that the said section shall exclude persons engaged in keeping victualing houses, and places for selling food, or meals, and apply only to persons en-

gaged in the sale of spirituous and intoxicating liquors, or malt liquors, as a beverage, and to persons engaged in keeping billiard tables for rent, or hire, or for public amusement :

FRANKLIN CATE,  
A. M. DOTY,  
P. L. PAGE,  
NELSON J. KYER,  
M. ROGERS,  
JOHN FERDON,  
CHARLES H. WORDEN,  
C. A. LEWIS,  
JOHN MOORE,  
A. L. NOBLE,  
H. D. BENNETT,  
C. G. CLARK,  
ANDREW BELL,  
G. W. CROPSEY,  
CHAS. FANTLE,  
GEO. W. MOORE,  
MARTIN CLARK,  
D. S. WOOD,  
WM. RUSSELL,  
C. H. MILLEN,  
GEO. W. WATSON,  
CHAS. E. HISCOCK,  
GEO. GRANVILLE,  
C. BLISS,  
LAURENCE NOBLE,  
WM. WAGNER,  
WESLEY CANFIELD,  
G. WM. SCOTT,  
GEO. ALLMENDINGE,  
J. D. IRISH,  
MOSES SEABOLT,  
DAVID RINSEY,  
H. H. HOWE,  
OLIVER M. MARTIN,  
DR. H. B. TOWNSEND,  
A. McDONALD,  
THEODRE TAYLOR,

N. H. WINANS,  
E. CLARK,  
JOSEPH DAUNSAY,  
L. S. LERCH,  
WILLIAM CASQUIG,  
WATERMAN THOMAS,  
HIRAM KITREDGE,  
A. H. WINSLOW,  
C. L. PACK,  
W. FURNIER,  
J. T. FULLER,  
WM. A. HATCH, JR.,  
JAMES B. ANGELL,  
C. SPOOR,  
E. B. POND,  
HENRY S. DEAN,  
A. R. HALL,  
EPHRAIM MARBLE,  
D. M. CALDWELL,  
GEO. KEAL,  
A. A. GREGORY,  
G. W. BROWN,  
JACOB SEABOLT,  
E. B. GIDLEY,  
PHIL. FOHEY,  
R. BEAHAN,  
JAS. A. R. VAN,  
R. A. SMITH,  
SETH THOMPSON,  
T. P. BANKS,  
C. S. BROUNELL,  
A. V. ROBISON,  
A. H. MARKHAM,  
P. SCHUMACHER,  
JOHN BURG,  
B. BROWN,  
R. A. BEAL.

The petition was referred to the committee on municipal corporations.

No. 308. By Mr. Chase: Petition of A. Beattie, Chas. Case, David Armstrong and 44 others, citizens of Ovid, Clinton Co., for the passage of House bill No. 1;

Referred to the committee on insurance.

No. 309. By Mr. Chase: Remonstrance of Edward Paine, Robert Birmingham and 40 others, citizens of Duplain, against the passage of a law to prevent the hounding of deer;

Referred to the committee on State affairs.

No. 310. By Mr. Dowling: Remonstrance of Jas. R. McDonald, H. W.

Whittemore, E. H. Allington and 22 others, citizens of Bay Co., against the passage of the bill to prevent the hounding of deer.

On demand of Mr. Dowling,

The remonstrance was read at length and spread at large on the journal, as follows :

*To the Honorable Legislature of the State of Michigan :*

We, the undersigned, citizens of the State of Michigan, do humbly and earnestly remonstrate against the passage of any law prohibiting the running of deer with dogs, and would most respectfully represent to your honorable body, in justification of our remonstrance, that we regard the game of this State as belonging to all the people of the State, and not to the few settlers that are scattered throughout the newer portions of the State, and in the immediate vicinity of where deer abound : and we would further represent that we, as sporting men and citizens, have worked earnestly in the past to obtain the passage of such game laws as now exist, as much for the benefit of these settlers as for any class of citizens, and now they ask your honorable body to enact such laws as will entirely shut out the class spoken of above ; and we would further represent that this same class that are now asking this prohibitory law passed do not observe our present game law, as we have abundant proof that they kill deer at all seasons of the year upon the plea of necessity ; and while we might be willing to accept this in most cases, we cannot concede the right to give them a law that would keep outside parties out of the hunting region entirely ; we would further represent that the chasing of deer with dogs is not a wanton destruction of them, as there is never, during the hunting season, a single deer caught by the dogs, but they are used merely to hunt them out of their hiding places, and the hunters shoot them on the wing if they can. We claim this is a privilege every citizen of the State has a right to indulge in, and no law should be enacted to deprive them of it—as well might some one ask a law that birds should not be hunted with dogs, or any other kind of game. We appeal in the name of justice to all the people of the State that no such law be enacted, and we would ever pray, etc.

The remonstrance was referred to the committee on State affairs.

No. 311. By Mr. Dowling: Remonstrance of M. Golden, S. A. Plume, D. G. Arnold, and 18 others, of Bay county, on the same subject ;

Referred to the committee on State affairs.

No. 312. By Mr. Dowling: Remonstrance of citizens of Bay county on the same subject ;

Referred to the committee on State affairs.

No. 313. By Mr. Kelley: Petition of Edson Moore & Co., and 35 others, citizens of Detroit, in favor of a land grant in aid of the construction of the Alpena & Southwestern railroad.

On demand of Mr. Kelley,

The petition was read at length and spread at large on the journal, as follows :

*To the Honorable, the Legislature of the State of Michigan, at Lansing :*

We, the undersigned, merchants and citizens of the city of Detroit, having a desire to develop the general interests of the State at large, and more particularly the northeastern portion, known as the Thunder Bay region, are desirous of having a railway built from the city of Alpena, to the Jackson, Lansing & Saginaw Railroad.



We believe it would be largely the means of settling and increasing the trade in that portion of the State, and would be for the general benefit of the State at large.

We therefore ask your honorable body to make such an appropriation from the State swamp lands in that district as may secure the early construction of the Alpena & Southwestern Railway.

The petition was referred to the committees on railroads and public lands, jointly.

No. 314. By Mr. Kelley: Petition of Geo. Rulston and 43 others, citizens of Alcona county, asking aid for the construction of a shore railroad from Harrisville to some point on the J., L. & S. R. R., near Standish;

Referred to the committee on public lands and railroads, jointly.

No. 315. By Mr. Kelley: Petition of Geo. W. Colewell and 25 others, residents of Alcona county, asking for the organization of the township of Comins;

Referred to the committee on towns and counties.

No. 316. By Mr. Mills: Petition of A. B. Gould and 65 others, for the incorporation of the village of Millington, in Tuscola county;

Referred to the committee on municipal corporations.

No. 317. By Mr. Mills: Petition of E. H. Tyler and 22 others for the passage of House bill No. 1;

Referred to the committee on insurance.

No. 318. By Mr. Hamilton: Petition of L. B. Marymissee, Wm. F. Reiber, Joel Benson and 29 others of Berrien county on the same subject;

Referred to the committee on insurance.

No. 319. By Mr. Hamilton: Petition of J. A. Becher, A. J. Easton, W. T. Harmon, and 17 others of Berrien county on the same subject;

Referred to the committee on insurance.

No. 320. By Mr. Parsons; Petition for the protection of the people of this State from the evils of incompetency and malpractice in dentistry;

Referred to the committee on public health.

No. 321. By Mr. Parsons: Petition to instruct the fish commissioner to cause a good and efficient shute or fish ladder to be put in the dam in the Kalamazoo river, as it is his duty to do;

Referred to the committee on fisheries.

No. 322. By Mr. S. Johnson: Petition of John Hain, R. J. Dixon, and 64 others for amendment to railroad laws.

On demand of Mr. S. Johnson,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable members of the Legislature of the State of Michigan:*

We, the undersigned citizens of Cass county, ask your honorable body to enact laws in conformity with the following:

*Whereas*, Corporations, and especially railroad corporations, are usually in the habit of combining their wealth and influence, thereby forming monopolies, inimical to the interests of the people, working great injury to both producer and consumer, by which the former is deprived of a large portion of the rightful fruit of his labor, and the latter compelled to pay greatly enhanced values for articles transported for consumption;

*And Whereas*, It is a well established principle that "the creature is not above the creator," and therefore, that all corporations are proper subject for legislation, and that those that trench upon the rights of the people by extor-



tion, should be summarily dealt with, by the enactment of stringent and wholesome statutory provisions ;

*And Whereas*, The several railroads of this State, and particularly those operating under special charters, have been for a long time, and are yet charging enormous and unjust rates ; therefore,

*Resolved*, That it is the imperative duty of the Legislature of this State, now in session, to most thoroughly examine into the great evils growing out of the immense railroad power, and in as much as the charters of the several railroads of the State, operating under special corporate privileges, have now expired, that we respectfully ask our Legislature to bring all such roads under the general railroad laws.

*Resolved*, That the general railroad laws should then be so amended, as to require all roads to establish *uniform, maximum rates*, according to the *distance* of transportation, for the carrying of all produce and merchandise over their lines.

The petition was referred to the committee on railroads.

No. 323. By Mr. S. Johnson : Petition of James H. Farnham, J. B. Chapman, and thirty-nine others of Cass county, for the passage of a law to provide for the organization of mutual benefit and coöperative associations ;

Referred to the committee on insurance.

No. 324. By Mr. J. M. Turner : Petition of Wm. H. Pinckney, Smith Hunter, Geo. Ganssley, F. S. Porter, Chas. L. Sattler, and 57 others, for a liberal protection of manufacturing and selling of beer, ale, cider, and native wines as an encouragement of the same in contradistinction to distilled, spirituous and intoxicating.

Mr. J. M. Turner moved that the petition be spread at large on the journal : Which motion did not prevail.

The petition was then referred to the committee on public health.

No. 325. By Mr. Morrison : Petition of W. R. Corbett, J. E. Seymour, John Baston, and others, for the passage of House bill No. 1 ;

Referred to the committee on insurance.

No. 326. By Mr. Morrison : Petition of Miles Craig, Albert Smith, S. P. Clark, and others, on the same subject ;

Referred to the committee on insurance.

No. 327. By Mr. Dillmann : Petition of D. A. Waterman, W. T. Radcliff, A. A. King, Geo. F. Moore, and 2,000 others, of Detroit, on the same subject :

Referred to the committee on insurance.

No. 328. By Mr. Sackrider : Remonstrance of W. B. Mickles, S. T. Hoffman and 61 others against the passage of any law to prevent the hounding of deer ;

Referred to the committee on State affairs.

No. 329. By Mr. Ludlow : Petition of the trustees, pastor and members of the First Baptist Church and society of Sandstone, Jackson county, that the name be changed to the First Baptist Church and Society of Parma, Jackson county, Michigan ;

Referred to the committee on religious and benevolent societies.

No. 330. By Mr. Ludlow : Petition of J. C. Branch, W. H. Walter, Alpheus Welch, Frank Clark, D. B. Walker and 70 others, tax-payers of Grass Lake, Jackson county, Michigan, for the passage of House bill No. 1 ;

Referred to the committee on insurance.

No. 331. By Mr. Keeler : Remonstrance of E. C. Nichols, John Nichols.

David Shephard and 50 others, against the passage of the bill to prohibit the running of deer with dogs;

Referred to the committee on State affairs.

No. 332. By Mr. Fletcher: Remonstrance of S. J. Burpee and others, on the same subject;

Referred to the committee on State affairs.

No. 333. By Mr. Fletcher: Remonstrance of Preston Mitchell and others, on the same subject;

Referred to the committee on State affairs.

No. 334. By Mr. Prindle: Petition of Hon. S. L. Withey, Hon. P. R. L. Pierce, and Hon. D. Darwin Hughes, and 74 others of Grand Rapids, for the passage of a law to establish a State Reform School for girls;

Referred to the committee on State affairs.

No. 335. By Mr. Gies: Remonstrance of John Damitio and 100 others against the dividing of the township of Hamtramck into two election districts;

Referred to the committee on elections.

No. 336. By Mr. Gies: Remonstrance of Peter Lynch and Marshal Kildine and 116 others on the same subject;

Referred to the committee on elections.

No. 337. By Mr. Phelps: Petition of C. C. Fuller, W. D. Greene, W. I. Latimer, S. G. Webster, and 57 others, relative to the replatting of Sanborn & Rust's addition to Big Rapids;

Referred to the committee on municipal corporations.

No. 338. By Mr. Curtiss: Petition of G. S. Woodford, James H. Walton, John A. Farrar, and 20 others, of Menominee, for the passage of House bill No. 1;

Referred to the committee on insurance.

No. 339. By Mr. Curtiss: Petition of M. W. McGee, C. T. Cochran, Richard Bray, and 45 others, on the same subject;

Referred to the committee on insurance.

No. 340. By Mr. Curtiss: Petition of Edwin S. Green, Wm. H. Sproul, Thomas M. Wells, and 35 others, on the same subject;

Referred to the committee on insurance.

No. 341. By Mr. Allen: Petition of John W. Spoor and 45 others, on the same subject.

Referred to the committee on insurance.

No. 342. By Mr. Harrington: Petition of J. A. McMartin and 49 others, relative to the election of the overseers of highways by ballot;

Referred to the committee on elections.

No. 343. By Mr. Markham: Petition of Robert A. Green, Geo. Salmon, Geo. K. Loring and 40 others, for the passage of House bill No. 1;

Referred to the committee on insurance.

No. 344. By Mr. Markham: Petition of Robert W. Morrison, Wm. G. Cummings, Marcus W. Kirk and 19 others, on the same subject;

Referred to the committee on insurance.

No. 345. By Mr. Markham: Petition of J. W. Chute, J. M. Spitzer, L. A. Clapp and 22 others, on the same subject;

Referred to the committee on insurance.

No. 346. By Mr. Hill: Petition of John Lyle, Wm. M. Lyle, Henry Hinkley, and 37 others, of Van Buren county, relative to taxation of shares of national state banks.

On demand of Mr. Hill,

The petition was read at length.

The petition was referred to the committee on ways and means.

No. 347. By Mr. Hill: Petition of F. B. Adams, W. D. Kinney, J. Gillespie, and 90 others, of Van Buren county, on the same subject;

Referred to the committee on ways and means.

No. 348. By Mr. Hill: Petition of S. L. George, Philander Trowbridge, M. Dimmick, and 71 others, of Van Buren county, on the same subject;

Referred to the committee on ways and means.

No. 349. By Mr. Stevens: Petition of E. S. Holem, D. Swartout, W. E. Morris, and 53 other citizens of Howard City, Montcalm county, that a law be passed prohibiting the manufacture and sale of alcoholic liquors for drinking purposes;

Referred to the committee on the liquor traffic.

No. 350. By Mr. Stevens: Remonstrance of A. C. Fisher, John Snow, J. T. Schultz & Co., and 97 others, against the incorporation of the village of Coral, Montcalm county;

Referred to the committee on municipal corporations.

No. 351. By Mr. Ferguson: Petition of C. S. Adams, J. W. Johnson, G. W. Lawton and 23 others of Van Buren county, for the passage of House bill No. 1;

Referred to the committee on insurance.

No. 352. By Mr. Winchell: Petition of Chamberlain Bro's, E. Sherman, G. Krum, R. A. Rigdon, W. W. Woodhouse, A. Bryant and 182 others, for a law to prevent the adulteration of kerosene oil with parafine or other deleterious substances;

Referred to the committee on public health.

No. 353. By Mr. Norris: Remonstrance of Egbert Harper, supervisor; James Sage, township clerk, and 200 others, resident citizens of the townships of Lodi, Pittsfield and York, Washtenaw county, against detaching any portion of said townships therefrom, and attaching the same to the township of Saline, in said county.

On motion of Mr. Norris,

The petition was laid on the table.

No. 354. By Mr. Canfield, Petition of J. E. Barringer, C. B. Clark, L. D. Grant, and numerous others, asking the passage of House bill No. 1, providing for the formation of mutual benefit coöperative and other benevolent associations;

Referred to the committee on insurance.

No. 355: By Mr. Mosher: Remonstrance of C. M. Parker, M. W. Walworth, A. Thompson, and sixty-seven others of the township of Moscow, Hillsdale county, against the repeal of the township superintendency law.

On demand of Mr. Mosher,

The remonstrance was read at length and spread at large on the journal, as follows:

*To the Honorable Senate and House of Representatives of the State of Michigan:*

We the undersigned residents of the township of Moscow, county of Hillsdale, Michigan, do most respectfully represent that we have observed with great solicitude the working of our present law under which we have a township superintendent of public schools. And we cheerfully say that so far as our observation extends the present law is satisfactory to nearly every one, and is very

much better than the old law under which we had a county superintendent of public schools, and at much less expense. We therefore petition your honorable bodies that you do not repeal the present law providing for township superintendents of public schools.

Dated at Moscow, Mich., February 12, 1877.

The remonstrance was referred to the committee on education.

No. 356. By Mr. Conely: Petition of D. C. Holbrook and many others, relative to the dyking and draining of the Grand Marais of Hamtramck and Grosse Point, in Wayne county, Mich.;

Referred to the committee on drainage.

No. 357. By Mr. Little: Remonstrance of R. J. Birney, Johnson Tuthill, C. W. Wells, and 400 others of Northern Michigan, against the passage of an act preventing the hounding of deer;

Referred to the committee on State affairs.

No. 358. By Mr. Hall: Petition of W. B. Hill, P. C. DeGraff, Geo. C. Hovey, W. G. Smith, Rollin Robinson and 27 others, of Lenawee county, in favor of placing the liquor tax fund in the county poor fund;

Referred to the committee on the liquor traffic.

No. 359. By Mr. Stone: Petition of I. A. Fancher and 40 others, residents of the 21st judicial circuit, asking that a law be passed to submit the people an amendment to the constitution relative to the salary of circuit judges.

Referred to the committee on judiciary.

No. 360. By Mr. J. C. Sawyer: Petition of Oscar Wiley, B. Reasoner, Harry Johnson, and 130 others, that the game laws be so amended as to prohibit the killing of quail;

Referred to the committee on state affairs.

No. 361. By Mr. Laubach: Petition of Jno. W. Hopkins, E. P. Ferry, E. Killam, Hugh Murray, and 36 others of Grand Traverse, for the passage of House bill No. 1;

Referred to the committee on insurance.

No. 362. By Mr. Laubach: Petition of Richard S. Chapple, Benjamin T. Norton, M. F. Buckley, Ezra Wallin, and 44 other citizens of Ottawa county, on the same subject;

Referred to the committee on insurance.

No. 363. By Mr. Kelley: Petition of Geo. N. Fletcher for relief, in consequence of the repeal of chapter 84, of the compiled laws of 1871, relative to harbor and improvement companies;

Referred to the committee on State affairs.

No. 364. By Mr. Rork: Petition of C. H. Bauer, Henry Havens, O. D. Spaulding, J. G. Runyan, and 180 others, for the repeal of all laws prohibiting the catching of fish, and all laws for the "increasing of the products of the fisheries."

On demand of Mr. Rork,

The petition was read at length and referred to the committee on fisheries.

No. 365. By Mr. Rork: Petition of C. A. Hough, C. S. Phillips, Cyrus Hart and 15 others for the passage of House bill No. 1;

Referred to the committee on insurance.

No. 366. By Mr. Rork; Petition of Geo. H. Ford, Theodore Ellsworth, O. J. Potter, and nineteen others on the same subject;

Referred to the committee on insurance.

No. 367. By Mr. Crandell: Remonstrance against detaching certain territory from the township of Ecorse, signed by 32 residents of said township;  
Referred to the committee on towns and counties.

No. 368. By Mr. Crandell: Remonstrance of numerous others on the same subject;

Referred to the committee on towns and counties.

No. 369. By Mr. Mosher: Remonstrance of E. O. Pomeroy, D. H. Mills, F. W. Baker, and 39 others, against the repeal of the law making township superintendency of public schools;

Referred to the committee on education.

No. 370. By Mr. Billings: Petition of Jas. H. Crane and 46 others, of Flushing, for the passage of House bill No. 1;

Referred to the committee on insurance.

No. 371. By Mr. Steele: Petition of J. D. Wegles, and 47 others, for the erection of a new township in Emmet county, to be called Redmond;

Referred to the committee on towns and counties.

No. 372. By Mr. A. J. Sawyer: Memorial relative to tax law.

On demand of Mr. A. J. Sawyer,

The memorial was read at length and spread at large on the journal, as follows:

I see many amendments to the tax-law are proposed. There are some changes of phraseology in the present law necessary to make it mean what it was probably intended to, and to avoid liability to misconstruction, they had better be made when other amendments are considered. When the matters are referred to a committee, the following suggestions had better be submitted either by insertion in some bill or in a report.

The changing (to suit the Campau estate it is said) sec. (2409) 57, page 882 of the compiled laws of 1857, which was section 7, p. 288 of the revised statutes of 1846, into (4407) section 7, page 1592 of the probate laws of compiled laws of 1871 by session laws of 1871, page 80, which took all claim to the control of real estate from executors and administrators, apparently prevents *enforcing payment* of taxes upon the real estate of deceased persons in most instances.

Section 10 of the tax law, section No. (976), page 362 of the compiled laws of 1871, requires, or authorizes the real estate of any deceased person to "be assessed to the *heirs* or *devisees* of such person, \* \* \* without designating them by name, until they shall have given notice to the supervisor of the division of such estate, and the names of the heirs and devisees; unless occupied by some other person (*i. e.*, some person other than an *heir* or a *devisee*), to whom it may be assessed," and also makes "each heir *and* (probably intended for *or*) devisee \* \* \* *liable* for the *whole* tax." And (1008) section 42, page 374, only authorizes the collector—the treasurer—"in case *any person* shall neglect to pay the tax imposed on personal or real estate *belonging to HIM*, to levy the same by distress and sale of the goods and chattels of *said person*" (*i. e.*, the person to whom the *estate belongs*, which means the real owner of the property assessed). If the *personal* estate of the deceased is *property* "belonging to" the administrator or executor (and clause 7th of (974) section 8, page 362, requires such *personal* estate to be assessed to the executor or administrator, and (990) section 24, page 368, authorizes a separate assessment and "a designation of his representative character"). Then under section 42, the personal property of the estate may be levied upon and sold for that tax, or for any debt of the person who is administrator or executor, or if it is not the property of



the person who is the administrator, or the administrator is not the person to whom the estate *belongs*, and therefore not liable to have payment *enforced* against him in his representative or individual capacity. When land is taxed to the "estate of——" there is no *person* of whom to collect; but "unless" the real estate of the deceased be "occupied by some *other person* to whom it may be assessed," than the heir or devisee, the collector or treasurer must assume the *judicial power* to judge and decide at his peril, who is heirs or devisees, and that the real estate of the deceased belongs to the person or persons he decides to be such heirs or devisees, though the estate may be insolvent and the land may have been sold to pay the debts of the estate, but the heirs or devisees have not reported the division, or is never to in any manner benefit or belong to the heirs or devisees.

As the law stood previous to March, 1871, the administrator having the control of all the estate, could make the estate pay, and it would be better to have the land assessed to the administrators generally, and a special law for particular estates.

If a person by being heir or devisee of an insolvent could thereby be obliged to pay all the taxes accruing during the protracted settlement of a large estate, and until the heirs or devisees reported to the supervisor the division and names, etc., with only the "right to recover of the other heirs or devisees their respective portions thereof," it would be an incentive to punish or be revenged upon an enemy, or to benefit heirs by making a person able to pay the taxes, devisee of less than the amount of a single year's tax. The reporting the division to a supervisor gives no information to his successor.

In (979) section 13, page 363, is a blunder, which if literally construed destroys all taxation in the State, except in a ward or city. In the third and fourth line from the bottom of page 363, in giving the meaning of the words as used in the act are these words: "The words 'town' or 'townships,' when used in this act, shall be construed to mean ward or city," etc., not "may or shall be construed to include" or mean ward or city, but shall be construed to mean "ward or city," and nothing else.

There is another blunder inside of the main one. Township is the word generally used throughout the act, and is doubtless the word intended to be construed. The word townships probably is not used in the act to mean ward or city, and the word "town" may not appear in the act.

In clause 4th of (989) §23, page 367, owing to the pauses, the words "and it shall not be necessary to insert the quantity of such land in the assessment roll," in the 9th and 10th lines from the bottom, strictly construed would be confined and applied to the "if it be a *part* of a lot or block." As the clause reads there should be a *comma* only, instead of the *semi-colon*, after "thereof" in the 7th line, or a *semi-colon* instead of a *comma* after the word "known," in the 9th line.

But it would avoid the chance for criticism by inserting after the words "surveyed or laid out," in the first line, the words *into lots or blocks* "or a city or village;" and after the words "office of the county," in the 5th line, the clause "it shall not be necessary to insert the quantity," &c., instead of where it is.

These things I have noticed in reading the part of the act relating to assessments, to enable me to assist the county treasurer in informing the Auditor General what mistakes in the assessment render it necessary to reject the tax, and save the county and townships the expense of advertising, etc., and to enable the supervisors to re-assess the tax without unnecessary delay.

The Senator and all the members from this county are interested in these corrections, and some of them should see that the proper committee have the matters explained to them.

The memorial was referred to the committee on ways and means.

No. 373. By the Speaker: Resolution adopted by the State Teacher's Association.

On request of the Speaker,

The resolution was read at length and spread at large on the journal, as follows:

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by a resolution of the State Teacher's Association to transmit to you the following resolution, adopted by them at their recent annual meeting in Lansing, December 28, 1876:

*Resolved*, by the State Teachers' Association, That the Legislature be respectfully requested to provide by appropriate legislation for the publishing of the proceedings of the annual meeting of this Association in the report of the Superintendent of Public Instruction.

Very respectfully,

WM. L. EATON,  
*Secretary to the Association.*

The resolution was referred to the committee on education.

#### REPORTS OF STANDING COMMITTEES.

By the committee on local taxation:

The committee on local taxation, to whom was referred  
House bill No. 294, entitled

A bill to extend the time for the collection of taxes in the township of Chase, in the county of Lake for the year 1876,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. L. TURCK, *Chairman.*

Report accepted and committee discharged.

On motion Mr. Stanchfield,

The bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. McArthur,	Sharts,
Allen.	Fletcher,	McGinnis,	Shetterly,
Allman,	Gibbs,	Markham,	Smith,
F. A. Baker,	Gies,	Martin,	Stafford,
N. Baker,	Gould,	Miller,	Stanchfield,
Baldwin,	Hill,	Mills,	Stephenson,
Billings,	Hamilton,	Morrison,	Stevens,
Canfield,	Hankerd,	Mosher,	Stone,
Chase,	Hawley,	North,	Thomson,
Cheney,	Hayes,	Norton,	Turck,
Clark,	Hill,	Parsons,	S. W. Turner,



Mr. Conely,	Mr. Hopkins,	Mr. Phelps,	Mr. Valade,	
Coon,	Howland,	Prindle,	Van Raalte.	
Crandell,	Ireland,	Reed,	Walkinshaw.	
Curtiss,	Jewell,	Robbins,	Welker,	
Davis,	W.W. Johnson,	Rork,	Willetts,	
Dillmann,	Keeler,	Ross,	Winchell,	
Dowling,	Kelley,	Sackrider,	White,	
Edwards,	Lanbach,	A. J. Sawyer,	Yeomans,	
Elliott,	Lee,	J. C. Sawyer,	Speaker,	
Farr,	Ludlow,			82
				0

NAYS.

Title agreed to.

On motion of Mr. Palmer,

By a vote of two thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on railroads:

Your committee on railroads, to whom was referred that portion of ex-Governor Bagley's message referring to the taxation of the Michigan Southern Railroad Company and matters relating thereto, having had the same under consideration have instructed me to make the following report:

Your committee have found it very difficult in the examination they have given this subject to decide what course had better be adopted by this Legislature in reference to this matter. The interests of railroads and corporations of a like nature are so closely interwoven with that of the people of this State that no hasty or ill-digested decision should be arrived at and acted upon; neither should we allow our passions or prejudices to control our judgment in investigating such matters. On the other hand, these corporations should never lose sight of the fact that they are obliged the same as individuals to pay their just proportion of the burdens imposed by the legislative power of the State upon persons and property, for the purpose of raising money to defray the expenses incurred in maintaining the government.

In considering this question, in order that it may be thoroughly understood, it will be necessary to examine the subject with care and at considerable length, as different questions are likely to arise that will have to be considered and decided. It may not be entirely out of place to trace the legislation, which has been had at different times in reference to this railroad, the causes that led to this legislation and other circumstances surrounding such action. The Michigan Southern railroad is one of the pioneer roads of this State. Its foster father was the people of the State of Michigan. Thirty years ago the people of this State, impressed with the necessity of keeping pace with other States in these internal improvements, and feeling the great need of a more rapid communication with different points within and without this State, undertook, in their sovereign capacity, the construction of two railroads across the State. The one under consideration was completed by the State during the year 1843 as far as Hillsdale, where operations in the construction of said road were suspended. The State also came into possession of the Palmyra & Jacksonburg railroad (thereafter known as the Tecumseh branch of the Michigan Southern, and at the present time known as the Jackson branch of the Lake Shore & Michigan Southern railway), and by act No. 113 of 1846 the State of Michigan sold these different roads, and by the same act baptized the organization, which

they at the same time incorporated, as the Michigan Southern Railroad Company. At the time of the organization of this company, it was much more difficult to foretell the probable pecuniary results of such a project than perhaps it would be to-day. At that time our State was comparatively new. Emigration was marching westward into and through our State. The construction and operation of this railroad was undoubtedly costly and expensive, as the State was the owner, operator, and paymaster. It was less difficult at this time to secure a grant with conditions favorable to such an enterprise than it would be to-day, and as the legislature was about to incorporate the company, under the provisions of a special charter, it is not casting any injurious reflections upon the names of those men that were the incorporators to say that they were, without doubt, as active in securing provisions that would protect their own interest for the present and in the future as their posterity of to-day. It is therefore not to be wondered at that in the organization of such a company, under such circumstances, they obtained all that was desired and asked for all they could get, placing their money where it would do the most good. If this charter is now in force in all of its provisions, your committee are of the opinion that it is as near a perpetual one as possible, and probably out of the reach of the legislature to alter or impair the same without the consent of said company, unless prepared to pay all damages that the company may sustain by reason of such alteration, amendment, or repeal. To properly present this subject to your consideration, two questions have been considered by your committee: 1st. The amount the Michigan Southern railroad company should pay as specific tax to the State and the laws under which they are imposed; and 2d. The question whether the charter of 1846 and the amendments thereto are in force, so as to be out of the reach of amendment, alteration, or repeal by the legislature, without incurring the penalty prescribed in section 37 of the act of 1846.

The question of taxation will be first considered. By act No. 113 of the session laws of 1846, incorporating the Michigan Southern railway company, taxation was provided by section 31, and is as follows:

“Sec. 31. The said company shall pay to the State an annual tax of one-half of one per cent. upon the capital stock paid in, including the five hundred thousand dollars of purchase money paid, or to be paid to the State, until the first day of February, eighteen hundred and fifty-one, and thereafter an annual tax of three-fourths of one per cent. upon its capital stock paid in, including the five hundred thousand dollars of purchase money aforesaid, and also upon all loans made to said company, for the purpose of constructing said railroad, or purchasing, constructing, chartering, or hiring of steamboats authorized by this act to be held by said company, which tax shall be paid in the last week in January in each year to the State Treasurer, and the property and effects of said company, whether real, personal, or mixed, shall, in consideration thereof, be exempt from all and every other tax, charge, and exaction by virtue of any laws of this State now or hereafter to be in force, except penalties by this act imposed.”

This would seem to make the capital stock and loans of the company for constructing the road the basis of the tax to be paid to the State. In doing this, the Legislature probably intended the company should pay to the State three-fourths of one per cent. on what the construction of the road should cost the company, including the purchasing, constructing, chartering, or hiring of steamboats. The company undoubtedly paid taxes under the provisions of said section 31, until by act No. 138 of 1855, authorizing the Michigan Southern

Railroad Company to consolidate with the Northern Indiana Railroad Company, it was amended. The taxation of this company was provided for in this act of consolidation by section three (3), and is as follows:

“Sec. 3. The said corporation so to be organized, by virtue of this act, shall continue subject to the same rate of tax as though such consolidation should not take place: *and the amount of its capital and loans hereafter, upon which such taxation shall be paid, shall be such portion of the whole of its capital and loans as is actually employed in the State of Michigan, to be ascertained on or before the first day of January in each year, by the Auditor General of this State, from the annual report of said corporation, or from such other reports on oath as he may deem necessary for such purpose, to be ordered by him from the office of such corporation.*”

This section does not change the rate of taxation, neither was it intended to exempt any portion of the capital or loans of the corporation from taxation. But as the business of the new corporation was to extend into a neighboring State, it became necessary to distinguish between what should be subject to taxation in this State and what should not. It was therefore provided that the corporation so to be organized should continue subject to the same rate of tax as though such consolidation should not take place. That the amount of its capital stock and loans hereafter, upon which such tax should be paid, should be such portion of its whole capital and loans as is actually employed in this State. The amount of its capital and loans hereafter, upon which such taxation shall be paid, was to be ascertained by the Auditor General of this State from the annual report of said corporation, or from such other reports on oath as he may deem necessary for such purpose. It will therefore be perceived that the Auditor General was clothed with full power to investigate, in any way he should desire, the fact as to how much capital and loans the company had.

From the report of the Auditor General for the year 1874, of which that portion relating to this subject has been transmitted to the Legislature by the Commissioner of Railroads in compliance with a concurrent resolution adopted January 11, we find that the Lake Shore & Michigan Southern Railway Company, under date of March 4, 1856, made report to the Auditor General of the State, in which they set forth that the portion of their capital and loans upon which a specific tax should be computed (items of which are given in said report, p. cxviii), (or in the report of the Commissioner of Railroads on that subject, p. 5), amounted to \$4,390,140.16.

From the report, however, the Auditor General “ascertained” the amount upon which specific tax should be computed, to be \$5,125,000.00, the tax upon which would amount to \$38,442.00. Of the above amount of \$38,442.00 assessed by the Auditor General, the company paid \$34,735.24, leaving a balance of \$3,706.76, which latter amount they insisted was assessed upon items for which they should not be taxed.

In June, 1856, the Attorney General commenced suit, in behalf of the State, to recover this balance of \$3,706.76 claimed to be due from the company. The history of this suit and the subsequent litigation upon this subject, will be found in the Auditor General’s report referred to above.

From this report we learn that the amount of capital and loans upon which the company has paid a tax for the last ten years, is not upon the amount reported by them, but upon an amount fixed by the decree of the Wayne circuit court in 1865, and from which the State took no appeal.

It will be perceived that the question presented in all of these cases was not

what was the proper construction of their charter, but whether the items which were included in the Auditor General's report, or either of them, constitute a proper basis for computing the specific State tax, required by the charter of the company, to be assessed by the Auditor General and paid to the State Treasurer. The injunction issued by the circuit judge only restrained the Auditor General from collecting the tax which was then assessed. But he was at liberty and should have ascertained what amount should have been paid as specific tax for the following years. It will be seen from an examination into the litigation that in the first decision on this subject the Supreme Court was unanimous in its opinion sustaining the assessment as made by the Auditor General. In the second case the court was equally divided as to whether some of the items should not be deducted from the amount ascertained by the Auditor General and the decree of the court below was affirmed. In the last case the State rested on the construction given by an inferior court to this section of the act, although in direct contradiction to the decision of the Supreme Court. This latter suit was brought in the Wayne circuit court in August, 1862, by filing a bill of complaint against the Auditor General, and a final decree was entered in said case and filed in said court March 20th, 1865. One would have supposed the importance of this case to the State would have rendered it advisable to have the facts passed upon by the court of last resort, but such was not the course adopted. This decision not only restrained the collection of taxes and the interest thereon, amounting to \$19,017.90, but it has been taken as a basis to ascertain the amount of specific tax this company were required to pay under their charter from that time to the present. Either this basis of taxation is incorrect and the Michigan Southern Railroad Company has not paid as large an amount of specific tax as they should, or else the value of this railroad has remained stationary and is worth no more to-day than it was in 1858, neither have the capital stock and loans been increased since that time. It will be seen from the following protest of said company which accompanies their annual report to the Auditor General, that their report is based on the decision of the circuit court.

"Under the third section of the Consolidation act, they report that the portion of their capital and loans actually employed in the State of Michigan is \$3,612,255.27; but under the decision of the Supreme Court of the State of Michigan in January, 1862, and of the Circuit Court of Wayne county in January, 1865, the company is held liable to the specific State tax of three-fourths of one per cent upon \$4,739,240.16."

This decision has in fact nothing to do with the question as to the amount of tax this company should pay; it only applies to the exemption of a few minor items. Your committee are of the opinion that the State has not and does not now receive the amount of specific tax which it is entitled to under the laws as they now exist, and immediate steps should be taken to collect the same. While perhaps, we cannot coincide entirely with ex-Governor Bagley as to the amount due the State, or in the reasoning by which he arrives at that result, the Governor puts the case so plain and also shows that he has given considerable attention to the subject that we have taken the liberty of incorporating a portion of it in our report. He says, after citing Section 3 of the act of 1855:

"From that date until the present time their reports have been made up on the basis of \$27,300.00 per mile of stock and debt, and the tax has been \$205.00 per mile, or a gross amount of \$35,544.30 per annum, the number of miles of road in this State being 173. The Central and Southern roads are great trunk



lines, and as through roads are of about equal value. The Southern reports the value of its road to be \$98,295.59 per mile; the Central reports \$111,298.04 per mile. The Central pays a tax of \$597.42 per mile to the State; the Southern pays a tax of \$205.00 per mile, a difference of nearly three hundred per cent., while the difference in value from their own reports is only twelve per cent.

“For purpose of illustration: in the year 1876 these two roads, under practically the same charters, both paying on the basis of the value of their property in the limits of the State, paid into the Treasury \$134,083.20 and \$35,544.30 respectively.

“Deducting the twelve per cent. difference in cost and value and the difference in mileage between the two roads, the Southern should have paid \$90,951.29, showing a loss to our revenue in this year alone of \$55,406.99.

“In 1872 this company reports to the Commissioner of Railroads

that the proportion of its value in Michigan was-----	\$16,509,318 00
“In 1873-----	17,339,882 00
“In 1874-----	17,046,036 00
“In 1875-----	19,455,913 00

“Yet for all these years they have reported their road to the Auditor General for *taxation* at a valuation of \$4,739,240.16 each year.

“While the value and taxation of this road has remained stationary, other roads under the same provisions of law have reported an increased value and increased taxation each succeeding year. In the case of the Michigan Central the valuation and tax have nearly doubled in fifteen years.

“Which of these reports are we to believe? The reports of other roads—our own business judgment—the taxes paid in other States, are all evidences that the report made for taxation is incorrect. The total amount of taxes paid by the company in 1875 were \$483,700. Of this amount \$53,250 was paid in Michigan, or about one-ninth, though the proportionate value of the company's property in Michigan is about one-quarter of the whole. Our newer and poorer railway companies pay their taxes under the general railroad law. If the L. S. & M. S. paid under the provisions of this act, their tax would be \$397.64 per mile of road, or nearly double what they are now paying. The fact seems to be that this company has selected the 179 miles of road in this State as its poorest and least valuable property, and paid taxes on it accordingly. I can see no reason in law or equity for this. A railroad must be valued as a whole; as a continuity; the mile built over a prairie at a slight cost is as necessary to its operation as the mile constructed on a bridge at great expense. I am of the opinion that the Lake Shore & Michigan Southern Railway Company should have paid the State in the last ten years at least \$200,000 more than they have; basing their taxation on a fair, equitable, honest basis under the law; and steps should be taken by the State to collect it. Able lawyers whom I have consulted assure me that it can be done.”

It will be seen that ex-Governor Bagley holds “that a railroad must be valued as a whole—as a continuity.” If this is the proper construction of the law, then we should receive specific taxes upon \$19,455,913 instead of \$4,739,240.16. It will also be perceived from the above report of the commissioner, that from 1872 the valuation of this road has continually increased, and even under their own construction of the law, taxation should increase in proportion. Is it assuming too much to say that the valuation of this road has not remained station-

ary since 1858? It is but simple justice to this company to say that if this railroad is not to be valued as a whole or a continuity, then there would be quite a reduction from the amount of capital stock expended within this State and in the proportions of loans as estimated by the Railroad Commissioner at \$19,455,913. It might be proper here to allow the commissioner to explain what is the meaning he intends to convey by stating the value of this road, in his report, as \$19,455,913.00 as the proportion of its value in Michigan.

“The proportion of Capital Stock expended within this State, as determined by the Railroad Commissioner is \$11,248,483.00; the proportion of Loans is \$7,968,189.00, giving a total of \$19,216,672.00.”

“This statement compels me to make the following explanation :

“There are several railroad companies doing business in Michigan, whose roads lie partly within, and partly without the State. The Capital Stock, Debt, Cost, Earnings, and Expenses are reported to the Commissioner of Railroads, for their entire roads. In order to approximate the total amount invested in railroad property, as well as the earnings and expenses, within the State, the blanks furnished by the Commissioner to the railroad companies upon which to make their reports (and the same rule has been adopted in other States), make provision for a report of Capital Stock, Debt, Earnings, and Expenses apportioned to Michigan, on the basis of the proportion of the miles of road in this State, to the total length of the road. On this basis the companies have made their returns, and the amounts so returned appear in the report. In the blanks furnished, as above mentioned, for making reports, in connection with the question relative to Stock, Debt, and Cost, the following foot-note is inserted :

“Unless some very good reason exists to the contrary, this proportion should be for the miles of road in this State compared with the whole. If made on a different basis, please state the reasons therefor.”

“No company has ever stated its proportion as being made on any other basis. But this rule for approximating a proportion of investment for this State is arbitrary, and is used only in the absence of any other means by which a result could be reached. This method no more determines the amount of capital actually invested in this State than the amount of earnings reported as apportioned to Michigan shows the amount actually earned in the State; *e. g.*, a road 200 miles long, lying one-half within, and the other half without a State, might be so situated as that the one portion should have but a slight traffic, and hence a single track, and a light equipment, costing not more than \$25,000.00 per mile, while the other portion might be so advantageously situated for business as to require a double track, a very large equipment, and extensive buildings and machine shops, the total cost of which might be \$100,000.00 per mile. And yet, with all this disproportion of actual investment in the two States, when the above cited *pro rata* rule is applied it would bring the figures for the portion which actually cost \$25,000.00 per mile, up to \$62,500.00 per mile. The same holds true of the earnings. Upon the portion outside of the State, they may be very large, owing to local causes, while for the portion within the State, they may be less than one-half the amount outside of the State; and yet, by the above rule of apportionment, the latter portion would be credited with having earned as much as the former.”

Act No. 138 of 1855 authorizing the Michigan Southern Railroad Company to consolidate with the Northern Indiana Railroad Company provides that the amount of capital and the number of shares of the stock of the new corporation shall not be larger in amount than the aggregate amount of capital

stock authorized by the charters of the respective companies thus consolidated. According to the last report of the Railroad Commissioner the Michigan Southern & Northern Indiana Railroad Company issued,

May 1st, 1855, bonds payable	May 1st, 1885.....	\$5,256,000
Nov. 1st, 1857, “ “	Nov. 1st, 1877.....	2,682,000
Making a total of.....		<u>\$7,938,000</u>

These bonds were denominated 1st and 2d mortgage bonds. On June 2d, 1869, the Michigan Southern & Northern Indiana Railroad Company, under the general railroad law, consolidated with other railroads, formed the Lake Shore & Michigan Southern Railway Company, and at the same time they increased their capital stock to \$50,000,000. Their total funded debt on Dec. 31st, 1875, was \$36,250,000, which, added to their capital, would make the enormous sum of \$86,250,000. With such capital and loans, is it not a little singular that, even under section 3 of 1855, where the tax is paid upon the amount of capital and loans, that the proportion for Michigan should be only \$4,739,240.16? Under the decision of the Supreme Court in the case of the Michigan Southern Railroad Company against the Auditor General (9th Mich. 448) the court decided the question of the exemption from taxation of \$300,000 of stock alleged by the company to have been distributed as a bonus among the original stockholders, that the company was responsible for taxation on stock which they hold out to the world as so much paid-up cash capital. In the consolidation of the Michigan Southern & Northern Indiana Railroad Company with other companies, so that the new company assumed the name of the Lake Shore & Michigan Southern Railway Company, and by the same act increased their capital stock to \$50,000,000, if in consideration of such consolidation the stockholders of the Michigan Southern & Northern Indiana Railroad Company received additional stock, then this additional stock would be subject to taxation under that decision. We are of opinion that the only proper way to make an assessment on railroads when they lay partly within and partly without this State is to treat them as a continuity—imposing the tax in proportion as the length of the operating road lying within this State bears to the whole length of the operated portion thereof. We would recommend that section 3 of 1855 be amended so that the tax will be assessed upon the gross earnings of this railroad in the manner prescribed by section 68 of the general railroad law of this State, the latter portion of which is as follows:

“And when a railroad lies partly within and partly without this State, there shall be paid such portions of the tax herein imposed as the length of the operated road lying within this State bears to the whole length of the operated portion thereof.”

Whatever the opinion may be as to the right of this Legislature to alter, amend, or repeal the other provisions of this charter, there can be no question but what this section can be altered, amended, or repealed, as the Legislature may think fit, because passed after the Constitution was amended prohibiting the Legislature from passing any act that could not be altered, amended, or repealed.

It would seem from what has been said, that the interest of the State would be better guarded if this railroad was placed under the general railroad law. The question then remains: is their charter of such peculiar character that the



power of the Legislature is ineffectual when a change is desired? It was a singular charter that was granted to this railroad by act No. 113, of 1846. The Legislature in doing so, exercised a power seldom used, and of very doubtful authority. The power intrusted to the Legislature by our Constitution is to be judiciously exercised for the interest of the whole State; not bartered away for the benefit of a few individuals. It is indispensable that each Legislature should assemble with the same measure of sovereign power that was held by its predecessors. These grants are generally recommended on the ground of public interest; they are conferred upon but a few individuals; its privileges are not shared by the many, nevertheless they are frequently of great value to the corporators, and therefore sought with avidity. They never should be extended by construction or implication beyond the plain terms in which they are conferred. No rule is better settled, than that charters of this kind are to be construed strictly against the corporators. Act No. 113 of 1846, under which the Michigan Southern Railroad Company was organized, and by the same act sold to and incorporated into this company, contained certain conditions which were to be complied with on the part of the company before said grant was to take effect. Among others, the company agreed to extend the road to points specified in the act within a given time. It appears that from 1846 to 1850, nothing was done towards the performance of this condition; but by act No. 119 of 1850, they sought and obtained from the Legislature an extension of time, and at the same time their charter was materially changed; their powers enlarged, and in many other respects the first grant was altered. This act was one of favor—they having forfeited their first grant by not complying with its conditions, and for this latter favor the State received no consideration. The courts hold that in cases like this there must be a consideration, and the State must receive a benefit equivalent to the interest conveyed, for when this peculiar power is extended as a privilege merely, it may be revoked at any time. The power of the Legislature to control existing railroads in this respect may be found in the general police power of the State, which resides in the law-makers, and is expressly declared to reside there perpetually and inalienably. It cannot, therefore, be violated in such a manner as to deprive the Legislature of the power to alter, amend, or repeal even express grants to any mere public or private corporations. If this corporation, being clothed with these two grants, had not put on immortality, then it never will, for beyond this period, corporations are mortal. The constitution which was adopted in 1850, contains this provision, viz. :

“SECTION 1. Corporations may be formed under general laws, but shall not be created by special act except for municipal purposes. All laws passed pursuant to this section may be altered, amended, or repealed.”

By act No. 138 of 1855, this company consented to consolidate with the Northern Indiana Railroad Company, merging its corporate existence into a new organization known as the Michigan Southern & Northern Indiana Railroad Company. This act granted additional powers, changed in many material respects their old grant, altered their condition and increased their capital stock, changed the mode of taxation, and in many other respects amended the law under which the first grant was given. The only provision that serves as any remembrance of the old charter is that “all the franchises, property, powers and privileges now enjoyed by the Michigan Southern Railroad Company, and all the restrictions, liabilities and obligations imposed upon said two corporations by virtue of their respective charters shall appertain to the united corpo-

ration in the same manner as if the same *had* been contained in or acquired under *an* original charter." A greater change than this was accomplished in the consolidation of the Michigan Southern & Northern Indiana Railway Companies when they united into and formed the Lake Shore & Michigan Southern Railway Company. They even went to the general railroad laws of this State to obtain their authority to organize. Their articles of association was filed June 2, 1869, and under and by virtue of the general railroad laws of this State, they increased their capital stock at the same time to fifty million dollars (\$50,000,000). They changed in very many respects their conditions and obligations. The Michigan Southern Railroad Company, from a corporation whose capital stock was, when organized, \$2,000,000, has been swallowed up in one of \$50,000,000. If these latter acts are valid is not the old corporation abolished and a new one created; do they not, in fact and in effect, create a new corporation and transfer to it all the property and franchises of the old? The two corporations are not the same in anything essentially belonging to the existence of a corporation. They have different names and different powers, rights and duties. Their organization is wholly different. The powers of the corporation are not vested in the same or similar hands. The acts of 1855 and 1869 themselves treat the old corporation as at an end, and adopt the theory that all its functions have ceased. It provides for the first meeting and organization of the new corporation. It expressly provides also that the new corporation shall have and hold all the property of the old, a provision which would be quite unnecessary upon any other ground than that the old corporation was dissolved.

Considering the doubtful power exercised by the Legislature in granting this charter; looking at the subsequent amendments, which were acquiesced in by the company; and bearing in mind that all these acts under this peculiar power must be strictly construed, what possible claim for damages could they bring forward if this Legislature should repeal their charter? But, even if they were entitled to damages, is not the State in as good a condition now as it ever will be to pay? If we hesitate, eternity may appear and find this old charter in existence, and the company, through some name or other, exercising the same privileges they now possess and enjoy, to the great injury of those that now reside in this State, and to generations yet to come. Your committee would, therefore, recommend,

1st. That the Attorney General be instructed to proceed, immediately, in conjunction with the Auditor General, to collect the balance of specific tax due from this company, from the year 1862 to 1876; and that he employ such assistance as he may think advisable, to protect the interests of the State;

2d. That the act No. 113 of 1846, entitled "An act to authorize the sale of the Southern Railroad, and to incorporate the Michigan Southern Railroad Company," and all acts amendatory thereto be repealed, and that provisions be made to place this railroad under the general railroad laws of this State;

3d. That if the above mentioned act is not repealed, we would recommend the repeal or amendment of section 3 of act No. 138 of 1855, entitled "An act to authorize the Michigan Southern Railroad Company to consolidate with the Northern Indiana Railroad Company," in such a manner as to provide that the specific tax shall be imposed upon the road as a continuity and that said company shall pay such portion of the tax herein imposed as the length of the operated road lying within this State bears to the whole length of the operated

portion thereof. And your committee ask to be discharged from the further consideration of said portion of ex-Governor Bagley's Message.

H. H. HOYT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The subject matter of the report was made the special order for Tuesday, the 27th of February.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill:

House bill No. 156 (G. O. No. 76), entitled

A bill to amend sections 2 and 9 of act 331 of the session laws of 1869, entitled "An act to incorporate the village of Lawrence, in the county of Van Buren,"

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

By the committee on State House of Correction at Ionia:

The committee on State House of Correction at Ionia, to whom was referred House bill No. 148, entitled

A bill making an appropriation for the current expenses of the House of Correction for the years 1877 and 1878;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM ALLMAN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on supplies and expenditures:

The committee on supplies and expenditures report the account on the following bills for labor done and material furnished under directions of the Sergeant-at-Arms of the House:

F. C. Carr.....	\$19 51
" " .....	24 75
Total.....	<u>\$44 26</u>

They have had the same under consideration, and have directed me to report the same back to the House, and recommend their allowance, and ask to be discharged from the further consideration of the subject.

JAMES LEE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Lee,

The report was adopted.

By the majority of the committee on insurance:

The majority of the committee on insurance, to whom was referred House bill No. 172, entitled

A bill to amend sections 3 and 14, of act No. 82 of the session laws of 1873, approved April 15, 1873, entitled "An act to provide for the incorporation of

mutual insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871."

Finding it impossible to make a unanimous report, a majority of said committee

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

R. R. ROBBINS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred the following resolution:

*Resolved*, That the Attorney General be and he is hereby requested to inform this House whether the 19th section of the fourth article, of the constitution of this State, requires the reading in full, three times, of all bills and joint resolutions previous to their final passage; and whether one of the required readings may take place in the standing and special committees,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the following communication from the Attorney General:

ATTORNEY GENERAL'S OFFICE, }  
Detroit, February 17, 1877. }

*To the Honorable the Speaker of the House of Representatives:*

SIR,—In reply to the resolution of the House adopted on the 15th inst., and forwarded to me by the clerk, I beg leave to state, that the reading of a bill or joint resolution by its title only fully complies with section 19, Article IV., of the constitution. Such was the general practice of legislative bodies at the time of the adoption of the constitution, and it must be construed accordingly. The section of the constitution above referred to requires such readings to take place in the House of Representatives, or the Senate, and such reading in any committee of either branch of the Legislature does not satisfy constitutional requirements.

Very respectfully,

O. KIRCHNER,  
*Attorney General.*

And further report that they fully concur in the opinion expressed by the Attorney General in said communication, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The report was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 240, entitled

A bill to amend section 185, of chapter 178, compiler's No. 5433, of compiled laws of 1871, relative to appeal bonds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying

amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 194, entitled

A bill to amend section 11 of chapter 159 of the compiled laws of 1871, being compiler's section 4491, relative to commissions allowed executors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 112, entitled

A bill to repeal act No. 95 of the session laws of 1873, and to regulate and define the duties and liabilities of executors, administrators, and guardians in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The bill was laid on the table.

Mr. Stevens, by unanimous consent, previous notice having been given, and leave being granted, introduced

House bill No. 316, entitled

A bill to extend the time for the collection of taxes for the year 1876, in the city of Greenville, county of Montcalm.

The bill was read a first and second time by its title, and,

Pending the reference,

On motion of Mr. Stevens,

The rule requiring the second and third reading of bills to be on different days was suspended, two thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. McGinnis,	Mr. Shetterly.
Allman,	Fletcher,	Markham,	Smith,
F. A. Baker,	Gibbs,	Martin,	Stafford,
N. Baker,	Gies,	Miller,	Stanchfield,
Baldwin,	Hall,	Mills,	Steele,
Billings,	Hamilton,	Moore,	Stephenson,
Canfield,	Hankerd,	Morrison,	Stevens,
Chase,	Hawley,	Mosher,	Stone,
Cheney,	Hayes,	North,	Thomson,
Clark,	Howland,	Norton,	Turck,
Conely,	Hoyt,	Palmer,	S. W. Turner,
Coon,	Ireland,	Phelps,	Twadell,
Crandell,	Jewell,	Prindle,	Valade,
Curtiss,	S. Johnson,	Reed,	Van Raalte,
Davis,	W. W. Johnson,	Rork,	Walkinshaw,
Dillmann,	Keeler,	Ross,	Welker,
Dowling,	Kelley,	Sackrider,	White,
Edwards,	Lee,	A. J. Sawyer,	Yeomans,
Elliott,	Ludlow,	J. C. Sawyer,	Speaker,
Farr,	McArthur,	Sharts,	81

## NAYS.

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Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Crandell, by unanimous consent, previous notice having been given, and leave being granted, introduced

House bill No. 317, entitled

A bill to extend the time for the collection of taxes in the city of Wyandotte, in the county of Wayne, for the year 1876 ;

The bill was read a first and second time by its title, and,

Pending the reference

On motion of Mr. Crandell,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage,

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Allen,	Mr. Ferguson,	Mr. Little,	Mr. A. J. Sawyer,
Allman,	Fletcher,	Ludlow,	Sharts,
F. A. Baker,	Gibbs,	McArthur,	Shetterly,
N. Baker,	Gould,	McGinnis,	Smith,
Baldwin,	Hall,	Markham,	Stafford,
Billings,	Hamilton,	Martin,	Stanchfield,
Brown,	Hankerd,	Miller,	Stephenson,
Canfield,	Hawley,	Mills,	Stevens,
Chase,	Hayes,	Moore,	Stone,
Clark,	Hill,	Morrison,	Thomson,

Mr. Conely,	Mr. Hopkins,	Mr. Mosher,	Mr. Turck,	
Coon,	Howland,	North,	S. W. Turner,	
Crandell,	Hoyt,	Norton,	Twadell,	
Curtiss,	Ireland,	Palmer,	Valade,	
Davis,	Jewell,	Phelps,	Van Raalte,	
Dillmann,	S. Johnson,	Prindle,	Walkinshaw,	
Dowling,	W. W. Johnson,	Reed,	Winchell,	
Edwards,	Keeler,	Rork,	White,	
Elliott,	Kelley,	Ross,	Yeomans,	
Farr,	Lee,	Sackrider,	Speaker,	80
				0

## NAYS.

Title agreed to.

On motion of Mr. Crandell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Gies, by unanimous consent, previous notice having been given, and leave being granted, introduced

House bill No. 318, entitled

A bill to extend the time for the collection of taxes in the township of Hamtramck, in the county of Wayne, for the year 1876.

The bill was read a first and second time by its title, and,

Pending the reference,

On motion of Mr. Gies,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Gibbs,	Mr. McGinnis,	Mr. Shetterly,	
Allman,	Gies,	Martin,	Smith,	
F. A. Baker,	Gould,	Miller,	Stafford,	
N. Baker,	Hall,	Mills,	Stanchfield	
Baldwin,	Hamilton,	Moore,	Steele,	
Billings,	Hankerd,	Morrison,	Stephenson,	
Brown,	Hawley,	Mosher,	Stevens,	
Canfield,	Hayes,	Norris,	Stone,	
Chase,	Hill,	North,	Thomson,	
Cheney,	Hopkins,	Norton,	Turck,	
Clark,	Howland,	Parsons,	S. W. Turner,	
Conely,	Hoyt,	Palmer,	Twadell,	
Coon,	Ireland,	Phelps,	Valade,	
Curtiss,	Jewell,	Prindle,	Van Raalte,	
Davis,	S. Johnson,	Reed,	Walkinshaw,	
Dillmann,	W. W. Johnson,	Robbins,	Welker,	
Dowling,	Keeler,	Rork,	Willetts,	
Edwards,	Kelley,	Ross,	Winchell,	
Elliott,	Little,	Sackrider,	White,	
Farr,	Ludlow,	A. J. Sawyer,	Yeomans,	
Ferguson,	McArthur,	Sharts,	Speaker,	85
Fletcher,				



## NAYS.

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Title agreed to.

On motion of Mr. Gies,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 227, entitled

A bill to revise and amend the charter of the city of Ann Arbor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, with the request that it be printed, referred to the committee of the whole and placed on the general order, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The recommendation of the committee was concurred in.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, )  
Lansing, February 16, 1877. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

An act to extend the time for the collection of taxes in the township of Caseville, Huron county, for the year 1876.

CHARLES M. CROSWELL.

The message was laid on the table.

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, )  
Lansing, Feb. 17, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 58, entitled

A bill to legalize the special assessments and tax rolls of the village of Northville, county of Wayne, for the years 1875 and 1876,

Which the Senate amended by striking out in line 5 of section 1, the word "certificate" and inserting "certificates" in lieu thereof,

In which amendment the House refused to concur,

Now to inform the House that the Senate has receded from said amendment.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, February 16, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill :

Senate manuscript bill, entitled

A bill to authorize the common council of the city of Jackson to transfer certain money from the fire department fund to the sinking fund of said city,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on local taxation.

#### NOTICES.

Mr. A. J. Sawyer gave notice that on some future day he would ask leave to introduce

A bill to authorize the enlistment, organization, equipping and mustering into the State service a military company at the village of Dexter in the county of Washtenaw and State of Michigan, to be attached to the First Regiment of State troops.

Mr. Steele gave notice that on some future day he would ask leave to introduce

A bill to establish a "Board of Commissioners of Surveys," and prescribe their duties and compensation ; and to further provide for the public surveys by amending sections 587, 588, 590, 591, 592, 594, 595 and 596 of chapter 10 of the compiled laws of 1871 ; and by repealing sections 585, 586, 589 and 593 of chapter 10 of compiled laws of 1871 relative to county surveyors ;

Also,

A bill to detach certain territory from the present township of Little Traverse, in the county of Emmet, and to organize the same into a separate township to be called the township of Littlefield ;

Also,

A bill to detach certain territory from the present township of Cross village in the county of Emmet and to organize the same into a separate township to be called the township of "Readmond ;"

Also,

A bill to detach certain territory from the present township of Bingham and Leelanaw in the county of Leelanaw and to organize the same into a separate township to be known as the township of "Midport."

Mr. Dowling gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the county of Saginaw, and attach the same to the county of Bay.

Mr. Edwards gave notice that on some future day he would ask leave to introduce

A bill to amend section 10 of chapter 150 of the compiled laws of 1871, being compiler's section 4212, relative to the acknowledgment of deeds executed in other States ;

Also,

A bill to prescribe a form for policies issued by fire insurance companies doing business in this State, to regulate the responsibility of such companies for the acts of their agents and solicitors, and to provide for the payment of their losses by fire ;

Also,

A bill to amend section 93 of chapter 10 of the compiled laws of 1871, being compiler's section 583, relative to vacancies in the office of register of deeds ;

Also,

A bill to amend section 1 of chapter 45 of the compiled laws of 1871, being compiler's section 1683, relative to the capital stock of foreign fire insurance companies doing business in this State ;

Also,

A bill to amend section 1 of chapter 175 of the compiled laws of 1871, being compiler's section 4971 relative to the removal of causes from one circuit court to another ;

Also,

A bill to divide the township of Bertrand, in Berrien county, into two townships ;

Also,

A bill to provide for the relief of the heirs of Darius Clark.

Mr. Ireland gave notice that on some future day he would ask leave to introduce

A bill to create a board of examiners, define their powers and duties relative to the examination and settlement with persons having the care and custody of public moneys ;

Also,

A bill to repeal act No. 131 of the session laws of 1875, approved April 27, 1875, relative to the safe keeping of the public moneys.

Mr. Twadell gave notice that on some future day he would ask leave to introduce

A bill to regulate the carrying of passengers on the Lake Shore and Michigan Southern Railroad, running through the State of Michigan.

Mr. S. Johnson gave notice that on some future day he would ask leave to introduce

A bill to amend section 57 of chapter 136 of the compiled laws of 1871, being compiler's section 3627, so as to define the branches of study that shall be pursued in the primary schools of this State.

Mr. McArthur gave notice that on some future day he would ask leave to introduce

A joint resolution for the relief John Hefhy, of Cheboygan county, Michigan ;

Also,

A bill to grant lands to aid in the construction of a railroad from the northern terminus of the Grand Rapids & Indiana railroad, in the county of Emmet, to the village of Cheboygan, or to some point on the straits of Mackinaw.

Mr. Chase gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1692 and 1693, chapter XLVI., of the compiled laws of 1871, relative to boards of health and health officers in townships.

Mr. Gould gave notice that on some future day he would ask leave to introduce

A bill to incorporate the city of Eaton Rapids.

Mr. North gave notice that on some future day he would ask leave to introduce

A bill authorizing the formation of partnership associations in which capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances.

Mr. S. W. Turner gave notice that on some future day he would ask leave to introduce

A bill to authorize the enlistment, organization, equipping, and mustering into the State service a military company at the city of Mason, in the county of Ingham, and State of Michigan, to be attached to the second regiment of State troops.

Mr. Baldwin gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of an act entitled "An act to authorize the Board of Public Works of the city of Grand Rapids and the Commissioner of Highways of townships adjacent to the city of Grand Rapids to unite in the improvement of highways lying between said city and townships," approved April 9, 1875.

Mr. Stanchfield gave notice that on some future day he would ask leave to introduce

A bill to divide the town of Eden, in Mason county, creating therefrom two civil townships.

Mr. Phelps gave notice that on some future day he would ask leave to introduce

A bill to provide for the building of a bridge across the Muskegon river at the point where said river is crossed by the Grand Rapids and Big Rapids State road, in the township of Mecosta, in the county of Mecosta;

Also,

A bill to amend the charter of the city of Big Rapids, Michigan.

Mr. Stone gave notice that on some future day he would ask leave to introduce

A joint resolution requiring the Auditor General of the State to credit to the counties of Midland and Mecosta all moneys charged by said Auditor General to the said counties of Midland and Mecosta on account of the attaching of the unorganized county of Clare;

Also,

A bill to reduce the number of superintendents of the poor in the several counties of this State;

Also,

A bill requiring the Auditor General to credit to the county of Roscommon certain moneys charged to said county as rejected tax for the year 1873.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to amend sections 68 and 80 of the primary school laws, being compiler's sections 3638 and 3649 of the compiled laws of 1871;

Also,

A bill to amend compiler's sections 3628, 3642, 3654, 3696, and 3726 of the compiled laws of 1871, being chapter 136 of primary school law.

Mr. Norton gave notice that on some future day he would ask leave to introduce

A bill to regulate the size of the bushel of green apples by weight.

Mr. Palmer gave notice that on some future day he would ask leave to introduce

A bill to amend act 142 of the session laws of 1875, approved April 28, 1875, relative to the sale of tickets by railroad companies at special rates and on special conditions ;

Also,

A bill to amend section 27 of chapter 192 of the compiled laws of 1871, being compiler's section 6101, relative to judgments and executions ;

Mr. Davis gave notice that on some future day he would ask leave to introduce

A joint resolution to submit to the people an amendment to the constitution, section 7, Article XV., relating to corporations ;

Also,

A bill to authorize the county of Ontonagon to raise by tax or borrow money to aid in the construction of a railroad from the village of Ontonagon to some point with through railroad connections with the eastern market ;

Also,

A bill to provide for the collecting, preparing, forwarding, exhibiting and supervising of the resources of the State of Michigan, at the Paris Exhibition of 1878 ;

Also,

A bill to organize the county of Michigamme ;

Also,

A bill to detach the organized townships of Ely, Michigamme and Republic from the county of Marquette, and attach the same to the county of Baraga.

Mr. Laubach gave notice that on some future day he would ask leave to introduce

A bill to amend sections 2, 4, 7, 15, 18, 20, 25, 26, 27, 29, 30 and 33 of the charter of the village of Spring Lake, in the county of Ottawa, approved March 24th, 1869.

Mr. Fletcher gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to incorporate the city of Marshall," approved February 14, 1859.

Mr. Hamilton, by unanimous consent, previous notice having been given, and leave being granted, introduced

House bill No. 319, entitled

A bill to extend the time for the collection of taxes in the township of New Buffalo, Berrien county, for the year 1876.

The bill was read a first and second time by its title, and pending the reference,

On motion of Mr. Hamilton,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill then was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Abbott,  
Allen,

Mr. Gibbs,  
Gies,

Mr. McArthur,  
McGinnis,

Mr. Shetterly,  
Smith,

Mr. Allman,	Mr. Gould,	Mr. Markham,	Mr. Stafford,
F. A. Baker,	Hall,	Martin,	Stanchfield,
N. Baker,	Hamilton,	Moore,	Steele,
Baldwin,	Hankerd,	Morrison,	Stephenson,
Billings,	Hayes,	Mosher,	Stevens,
Brown,	Hill,	North,	Stone,
Canfield,	Hopkins,	Norton,	Thomson.
Cheney,	Howland,	Parsons,	Turck,
Clark,	Hoyt,	Palmer,	S. W. Turner,
Conely,	Ireland,	Phelps,	Twadell,
Curtiss,	Jewell,	Prindle,	Valade,
Davis,	S. Johnson,	Reed,	Van Raalte,
Dillmann,	W. W. Johnson,	Robbins,	Walkinshaw,
Dowling,	Keeler,	Rork,	Welker,
Edwards,	Kelley,	Ross,	Willett,
Elliott,	Laubach,	Sackrider,	White,
Farr,	Lee,	A. J. Sawyer,	Woodworth,
Ferguson,	Little,	J. C. Sawyer,	Yeomans,
Fletcher,	Ludlow,	Sharts,	Speaker, 84

NAYS.

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Title agreed to.

On motion of Mr. Hamilton,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Howland moved that the House do now adjourn;

Which motion did not prevail.

Mr. Little gave notice that on some future day he would ask leave to introduce

A bill for the government of the Michigan State Agricultural Society.

Mr. Sackrider gave notice that on some future day he would ask leave to introduce

A bill to amend section 11 of chapter 235 of the compiled laws of 1871, being compiler's section 7333, relative to "relief of poor debtors from imprisonment."

Mr. Hoyt gave notice that on some future day he would ask leave to introduce

A bill to amend sections 4 and 5 of an act entitled "An act to amend sections 1461, 1462, 1465, 1476, 1480, 1496 and 1500 of the compiled laws of 1871, being sections of the act entitled 'An act to regulate the manufacture and provide for the inspection of salt,' " approved April 16, 1875;

Also,

A bill to amend sections 6238, 6239 and 6241 of compiled laws of 1871, being sections 36, 37 and 39 of chapter 195 relative to actions of ejectment;

Also,

A bill to ratify the action of the Board of Control of railroad lands of the State of Michigan, and of the Governor of the State in conveying and disposing of certain lands for railroad purposes;

Also,

A bill to repeal an act entitled "An act to authorize the sale of the Southern Railroad, and to incorporate the Michigan Southern Railroad Company," approved May 9, 1846, and all acts and parts of acts amendatory thereof, including an act approved April 1, 1850; and also an act entitled "An act to



authorize the Michigan Southern Railroad Company to consolidate with the Northern Indiana Railroad Company," approved February 13, 1855;

Also,

A bill to amend section 3 of an act entitled "An act to authorize the Michigan Southern Railroad Company to consolidate with the Northern Indiana Railroad Company," approved February 13, 1855;

Also,

A bill to repeal an act entitled "An act to incorporate the Erie & Kalamazoo railroad company," approved April 22, 1853, and all acts and parts of acts amendatory thereof, including an act approved March 26, 1835: and also, sections 10, 11, 12, 13, and 14 of an act entitled "An act to provide for the re-assessment of taxes rejected by the Auditor General and for other purposes," approved March 22, 1845; and also, an act entitled "An act in regard to the Erie & Kalamazoo railroad company," approved May 18, 1846;

Also,

A bill to repeal an act entitled "An act to authorize the sale of the Central railroad and to incorporate the Michigan Central railroad company," approved March 28, 1846, and all acts and parts of acts amendatory thereof, including an act approved April 3, 1848, and an act approved February 13, 1855, and an act approved February 10, 1859;

Also,

A bill to repeal an act entitled "An act to incorporate the Grand River Valley railroad company," approved May 4, 1846, and all acts and parts of acts amendatory thereof, including the act approved March 17, 1847.

Also,

A bill to repeal an act entitled "An act to incorporate the Oakland & Ottawa Railroad Company," approved April 3d, 1848, and all acts and parts of acts amendatory thereof, including an act entitled "An act authorizing a connection between the Detroit & Pontiac and the Oakland & Ottawa Railroads, and for other purposes," approved March 20th, 1850; and also an act entitled "An act to provide for the taxation of certain railroad companies," approved February 12th, 1855; and also an act entitled "An act authorizing the consolidation of the Detroit & Pontiac and the Oakland & Ottawa Railroad Companies, so as to form a continuous line from Detroit to Lake Michigan, under the name of the Detroit & Milwaukee Railway Company," approved February 13th, 1855; and also an act entitled "An act to authorize the Detroit & Milwaukee Railroad Company to purchase the property, rights, and franchises of the Port Huron & Milwaukee Railway Company," approved January 29th, 1859; and also an act entitled "An act to legalize certain loans made by the Detroit & Milwaukee Railway Company, and to permit further loans," approved January 29th, 1859; and also an act entitled "An act to authorize the Detroit & Milwaukee Railroad Company to issue stock in place of the original stock of the Detroit & Milwaukee Railway Company," approved March 4th, 1861;

Also,

A bill to repeal an act entitled "An act to authorize the consolidation of the Detroit & Pontiac and the Oakland and Ottawa Railroad Companies so as to form a continuous line from Detroit to Lake Michigan, under the name of the Detroit & Milwaukee Railway Company," approved February 13th, 1855, and all acts and parts of acts amendatory thereof, including an act entitled "An act to authorize the Detroit & Milwaukee Railroad Company to purchase the property, rights and franchises of the Port Huron and Milwaukee Railway Com-



pany," approved January 29th, 1859; and also an act entitled "An act to legalize certain loans made by the Detroit & Milwaukee Railway Company, and to permit further loans," approved January 29th, 1859; and also an act entitled "An act to authorize the Detroit & Milwaukee Railroad Company to issue stock in place of the original stock of the Detroit & Milwaukee Railway Company," approved March 4th, 1861;

Also,

A bill to repeal an act entitled "An act to incorporate the Detroit and Pontiac Railroad Company," approved March 7th, 1834, and all acts and parts of acts amendatory thereof, including an act approved March 26th, 1835, and also an act entitled "An act to provide for the purchase of the Detroit and Pontiac Railroad and for other purposes," approved March 22d, 1837, and also an act entitled "An act to provide for the relief of the Detroit and Pontiac Railroad Company," approved March 5th, 1838, and also an act entitled "An act for the relief of the Detroit and Pontiac Railroad Company, approved April 20th, 1839, and also an act entitled "An act authorizing a connection between the Detroit and Pontiac and the Oakland and Ottawa Railroads, and for other purposes," approved March 20th, 1850, and also an act entitled "An act to provide for the taxation of certain railroad companies," approved February 12th, 1855, and also an act entitled "An act authorizing the consolidation of the Detroit and Pontiac and the Oakland and Ottawa Railroad Companies so as to form a continuous line from Detroit to Lake Michigan, under the name of the Detroit and Milwaukee Railway Company," approved February 13th, 1855, and also an act entitled "An act to authorize the Detroit and Milwaukee Railroad Company to purchase the property, rights and franchises of the Port Huron and Milwaukee Railway Company," approved January 29th, 1859, and also an act entitled "An act to legalize certain loans made by the Detroit and Milwaukee Railroad Company and to permit further loans," approved January 29th, 1859, and also an act entitled "An act to authorize the Detroit and Milwaukee Railroad Company to issue stock in place of the original stock of the Detroit and Milwaukee Railway Company," approved March 4th, 1861.

Mr. Thomson gave notice that on some future day he would ask leave to introduce

A bill for the incorporation of the village of Port Sanilac, in the county of Sanilac;

Also,

A bill to detach from the township of Otsego Lake, in Otsego county, townships No. 29, and No. 30 north of range No. 4 west, and to organize the same into a separate township to be called the township of Innis.

Mr. Mills gave notice that on some future day he would ask leave to introduce

A bill touching certain matters connected with the University of Michigan;

Also,

A bill in regard to an appropriation for certain salaries in the University of Michigan;

Also,

A bill relating to an appropriation to the medical department of the University;

Also,

A bill relating to appropriations to the University of Michigan;

Also,

A joint resolution authorizing the Commissioner of the State Land Office or other State officer to issue a patent for certain school lands in Tuscola county.

Mr. Allen gave notice that on some future day he would ask leave to introduce

A bill authorizing the State superintendent of public instruction to incorporate the proceedings of the State Teachers' Association in his annual report ;

Also,

A bill to regulate the lowering of mill ponds and water races within the limits of incorporated villages and cities ;

Also,

A bill to compel the owners or operators of toll roads and plank roads to fence such roads where they run along the banks of streams of water.

Mr. Norris gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 204 of the session laws of 1873, approved February 28, 1873, entitled "An act to amend an act to incorporate the village of Manchester," approved March 16, 1867, as amended by act No. 248 of the session laws of 1871, approved March 25th, 1871, by adding two new sections thereto, to stand as sections 28 and 29 of said act.

Mr. McGinnis gave notice that on some future day he would ask leave to introduce

A bill in relation to the collection of rents by landlords from tenants.

Mr. Martin gave notice that on some future day he would ask leave to introduce

A bill to provide for the increase of skilled workmen ;

Also,

A bill to legalize a certain tax assessed under act 62 of the session laws of 1869, in the township of Romulus, county of Wayne, in the year 1869, for the construction of a certain ditch in said township.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill to amend section 31 of chapter 21 of the compiled laws of 1871, being compiler's section 997, relative to the assessment of property, and for the collection and return of taxes thereon ;

Also,

A bill to facilitate the publication of the public and local acts of the Legislature ;

Also,

A bill relative to the acknowledgment of deeds and other instruments affecting real property, by married women ;

Also,

A bill relative to the proof of copartnership in certain cases ;

Also,

A bill to amend section 259 of chapter 178 of the compiled laws of 1871, being compiler's section 5507, relative to empowering other persons than officers to serve process ;

Also,

A bill to amend section 2 of chapter 202 of the compiled laws of 1871, being compiler's section 6440, relative to garnishees ;

Also,

A bill to further amend section 93 of chapter 21 of the compiled laws of 1871,

being compiler's section 1059, relative to the assessment of property and for the collection and return of taxes thereon.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill to amend an act entitled "An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water," approved February 14, 1853;

Also,

A bill to amend an act entitled "An act to amend sections 70 and 93, of an act entitled an act to provide a uniform assessment of property, and for the collection and return of taxes thereon," approved February 25th, 1875.

Mr. Morrison, gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the county of Wayne and to organize a new county therefrom.

Mr. Hill gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Hartford, Van Buren county, Mich.

Mr. Brown gave notice that on some future day he would ask leave to introduce

A bill making it the duty of the overseers of highways to arrest all animals unlawfully running at large in any of the highways of this State.

Mr. Baldwin gave notice that on some future day he would ask leave to introduce

A bill to amend section 1, of Article V., of an act entitled to revise the laws for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State, being act No. 195, session laws of 1873.

Mr. Kelley gave notice that on some future day he would ask leave to introduce

A joint resolution for the relief of the Alpena harbor improvement company.

Mr. Steele gave notice that on some future day he would ask leave to introduce

A bill to amend compiler's sections 810, 811, and 812, chapter 16, of the compiled laws of 1871, relative to the returns of births, marriages, and deaths, and providing for greater accuracy in the records and returns of vital statistics.

Mr. Winchell gave notice that on some future day he would ask leave to introduce

A joint resolution asking Congress for an appropriation to improve the harbor at Saugatuck, in the county of Allegan, and State of Michigan.

Mr. Welker gave notice that on some future day he would ask leave to introduce

A bill for the relief of James More.

Mr. A. J. Sawyer moved that the House take a recess until 2:30 o'clock P. M.

Mr. Welker moved to amend by making the time 7 o'clock P. M.;

Which motion did not prevail.

The original motion to take a recess until 2:30 P. M. then prevailed.

## AFTERNOON SESSION.

2 : 30 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

The House resumed the order of

## NOTICES.

Mr. Ross gave notice that on some future day he would ask leave to introduce

A bill to amend sections 2 and 3 of an act entitled "An act to amend an act entitled 'An act to provide for the opening and improvement of roads on the line of adjoining townships,' being compiler's section 1214 of chapter 23 of the compiled laws of 1871, approved March 19, 1863, and to add three new sections thereto," approved April 29, 1875.

Mr. Hamilton gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 32 of the session laws of 1873, entitled "An act to extend aid to the University of Michigan, and to repeal an act entitled 'An act to extend aid to the University of Michigan,' approved March 15, 1867, being sections 3506 and 3507 of the compiled laws of 1871."

Mr. Davis gave notice that on some future day he would ask leave to introduce

A bill to confer the unappropriated swamp lands of the Upper Peninsula of Michigan upon the respective counties in which they are located.

Also,

A bill to amend section one of an act entitled "An act to provide for laying out and establishing a state road in the township of Sherman, county of Keweenaw," approved April seventeenth, eighteen hundred and seventy-one ;

Also,

A bill to remove the school of mines of the University of Michigan to some point in the Upper Peninsula, and making appropriations for the maintainance of the same.

Mr. Abbott gave notice that on some future day he would ask leave to introduce

A bill for the appointment of a county board of school examiners, and their duties.

Mr. Hamilton gave notice that on some future day he would ask leave to introduce

A joint resolution proposing to so amend the constitution as to abolish the Board of Regents of the State University, and to provide for the government of the University by a board to be appointed by the Governor and Senate.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A bill to regulate the rates of transportation to be charged by street railway and tram railway companies ;

Also,

A bill to aid and promote the early construction of a tunnel under the Detroit River, from some point in the county of Wayne, at or near the city of Detroit, to some convenient point on the opposite side of said river, in the Province of Ontario and Dominion of Canada.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill relative to aiding convicts committed to the Michigan State Prison in breaking or escaping or attempting to break or escape therefrom.

Mr. Chase gave notice that on some future day he would ask leave to introduce

A bill to provide for a commission to build a sewer for the Michigan Asylum for the Insane and making appropriations therefor.

Mr. Hawley gave notice that on some future day he would ask leave to introduce

A bill to aid in establishing reform schools for women and girls.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill to amend certain sections, repeal certain sections, and add a section to act No. 213 of session laws of 1875, entitled "An act to revise and consolidate the laws relative to the State Prison and the government and discipline thereof, and to repeal all acts inconsistent therewith ;

Also,

A bill relative to the escape and reclaiming of persons committed to the State prison.

Mr. McArthur gave notice that on some future day he would ask leave to introduce

A bill to change the name of the township of Warner, in the county of Chippewa, to the name of Detour.

Mr. Van Raalte gave notice that on some future day he would ask leave to introduce

Joint resolution asking Congress for an appropriation for the improvement of the harbor at Holland, Mich.

Mr. Fletcher gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Tokonsha, in the county of Calhoun.

Mr. Allen gave notice that on some future day he would ask leave to introduce

A bill to detach the west half of the southwest quarter of section No. 31, in the township of Pittsfield, and the west half of the northwest quarter of section No 6, in the township of York, and attach the same to the township of Saline, all in Washtenaw county.

Mr. Stafford gave notice that on some future day he would ask leave to introduce

A bill to regulate the control of railroad companies organized within this State.

Mr. Ireland gave notice that on some future day he would ask leave to introduce

A bill to amend section 2951 of the compiled laws of 1871, being section 10 of chapter 98, entitled "An act in relation to life insurance companies transacting business within this State," as amended by act 223 of the laws of 1872, approved May 3, 1875.

Mr. Stevens gave notice that on some future day he would ask leave to introduce

A bill to reöpen a State road in the town of Fair Plain, in Montcalm county.

Mr. F. A. Baker gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of an act to authorize and empower judges of probate to license executors, administrators, and guardians to mortgage or otherwise pledge estate for the settlement of debts against the same, approved March 16, 1861, the same being sections 4625, 4626, 4627, of the compiled laws of 1871, and to add a new section thereto.

Mr. Conely gave notice that on some future day he would ask leave to introduce

A joint resolution asking the congress of the United States for aid in the construction of a tunnel under the Detroit river from some point in the county of Wayne, at or near the city of Detroit, to some convenient point on the opposite side of said river, in the dominion of Canada.

Mr. Farr gave notice that on some future day he would ask leave to introduce

A bill to instruct the board of control of State swamp lands to make appropriation of swamp lands to open that part of the Tawas and Manistee State road which runs through the counties of Manistee and Wexford.

Mr. Smith gave notice that on some future day he would ask leave to introduce

A bill relative to insane convicts.

Mr. Edwards gave notice that on some future day he would ask leave to introduce

A bill to amend section 23, of chapter 99, of the compiled laws of 1871, being compiler's section 2987, relative to the capital stock of fire insurance companies.

Mr. J. M. Turner gave notice that on some future day he would ask leave to introduce

A bill to perfect the title to the east half of lot 2, block 245, in the city of Lansing, now owned by the said city of Lansing;

Also,

A joint resolution authorizing and directing the Board of State Auditors to audit and allow to the city of Lansing a part of the expense caused by the construction of a brick sewer on Ottawa street, in the city of Lansing.

Mr. Hamilton gave notice that on some future day he would ask leave to introduce

A joint resolution asking Congress to make an appropriation to improve the harbor at New Buffalo, in this State.

Mr. Hamilton gave notice that on some future day he would ask leave to introduce

A bill to reorganize the judicial circuits within this State.

Mr. Fletcher gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of act No. 155 of the laws of 1873, entitled "An act relative to the service of process upon insurance companies not incorporated under the laws of this State," approved April 25, 1873.

Mr. J. M. Turner gave notice that on some future day he would ask leave to introduce

A bill to provide for the appointment of registrars of statistics, to define their duties and to fix their compensation.

Mr. McArthur gave notice that on some future day he would ask leave to introduce

A bill to reincorporate the village of Cheboygan in Cheboygan county.

Mr. Allman gave notice that on some future day he would ask leave to introduce



A bill to revise an act entitled "An act to provide for the collection of tolls, and for the care, charge, and operating of the Saint Mary's Falls Ship Canal," approved February 12, 1855, session laws of 1855, and to amend sections 4044, 4045, 4046, 4047, and 4048 compiler's numbers of compiled laws of 1871.

#### INTRODUCTION OF BILLS.

Mr. Allman, previous notice having been given, and leave being granted, introduced

House bill No. 320, entitled

A bill to amend section 5, chapter 144, being compiler's section 3942 of compiled laws of 1871, relative to receipts derived from sale of swamp lands.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Allman, previous notice having been given, and leave being granted, introduced

House bill No. 321, entitled

A bill to amend section 40 of chapter 10, being compiler's section 516 of compiled laws of 1871, relative to duties of county treasurers;

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Allman, previous notice having been given, and leave being granted, introduced

House bill No. 322, entitled

A bill to amend section 23 of chapter 170, being compiler's section 4785 of the compiled laws of 1871, relative to divorces.

The bill was read a second and third time by its title, and referred to the committee on judiciary.

Mr. Mills, previous notice having been given, and leave being granted, introduced

House bill No. 323, entitled

A bill in reference to courts held by justices of the peace.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Mills, previous notice having been given, and leave being granted, introduced

House bill No. 324, entitled

A bill to incorporate the village of Vassar, subject to the provisions of act No. 62, of the session laws of 1875, entitled an act granting and defining the powers and duties of incorporated villages, approved April 1, 1875.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Mills, previous notice having been given, and leave being granted, introduced

House bill No. 325, entitled

A bill to incorporate the village of Millington, in Tuscola county.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Mills, previous notice having been given, and leave being granted, introduced

House bill No. 326, entitled

A bill to lay out and establish a State road and ditch in Tuscola county.



The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Mills, previous notice having been given, and leave being granted, introduced

House bill No. 327, entitled

A bill to amend an act entitled "An act to amend section 2, of chapter 63, being compiler's section 2090 of the compiled laws of 1871, relative to fish and the preservation of fisheries," approved May 1, 1875.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Mills, previous notice having been given, and leave being granted, introduced

House joint resolution No. 31, entitled

Joint resolution authorizing the commissioners of the State Land Office or other proper officer, to issue a patent to certain school lands in Tuscola county.

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Mills, previous notice having been given, and leave being granted, introduced

House joint resolution No. 32, entitled

A joint resolution authorizing the Commissioner of the State Land Office to issue a patent to certain school lands in Tuscola county.

The joint resolution was read a first and second time by its title, and referred to the committee on state affairs.

Mr. Mills, previous notice having been given, and leave being granted, introduced

House joint resolution No. 33, entitled

Joint resolution for the dating of pensions allowed by the United States Government.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

Mr. Norris, previous notice having been given, and leave being granted, introduced

House bill No. 328, entitled

A bill to amend section 21 of an act relative to the organization and powers of fire and marine insurance companies transacting business within this State, approved April 3, 1869, being compiler's section 2985, chapter 99, of the compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Allen, previous notice having been given, and leave being granted, introduced

House bill No. 329, entitled

A bill to revise and amend the charter of the village of Saline in the county of Washtenaw.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 330, entitled

A bill to fix the liability of persons doing a private banking, deposit or exchange business.

The bill was read a first and second time by its title, and referred to the committee on private corporations.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 331, entitled

A bill to provide for an appropriation to enable the Board of Regents to maintain a dental school in connection with the medical department of the State University.

The bill was read a first and second time by its title, and referred to the committee on University.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 332, entitled

A bill to amend section 2 of chapter 202, of the compiled laws of 1871, being compiler's section 6440, relative to proceedings against garnishees.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 333, entitled

A bill to amend section 2 of title 5, of act 402, of session laws of 1867, entitled "An act to revise and amend an act to incorporate the city of Ann Arbor," approved April 4, 1851, and an act amendatory thereto, approved Feb. 25, 1861, as amended by act No. 217, of the session laws of 1873.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 334, entitled

A bill to amend sections 5, 6 and 7 of an act entitled "An act relative to the public schools of the city of Ann Arbor," approved March 2d, 1875.

The bill was read a first and second time by its title and referred to the committee on education.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 335, entitled

A bill to provide a site, system of government, and plans for the erection of a State house of refuge, for exposed or friendless and helpless girls between the ages of 10 and 15 years.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 336, entitled

A bill to provide for the care and support of State paupers.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 337, entitled

A bill to provide for the better care of paupers and destitute children.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Morrison, previous notice having been given, and leave being granted, introduced

House bill No. 338, entitled

A bill to detach certain territory from the township of Ecorse, in Wayne county, and attach the same to the township of Monguagon, in the same county.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Crandell, previous notice having been given, and leave being granted, introduced

House bill No. 339, entitled

A bill to compel the Detroit and Saline Plank Road Company to construct a fence protecting travelers upon said road along the river Rouge.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Martin, unanimous consent being given, introduced

House bill No. 340, entitled

A bill to provide for the increase of skilled workmen.

The bill was read a first and second time by its title, and referred to the committee on manufactures.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 341, entitled

A bill to detach certain portions of territory from the county of Mackinac, and to annex the same to the county of Chippewa.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 342, entitled

A bill to render incorporated cities liable in cases of injury from defective sidewalks and crosswalks, and highways.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 343, entitled

A bill to amend section 115 of the compiled laws of 1871, being section 54 of chapter 6, relative to electors of President and Vice President of the United States.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 344, entitled

A bill to amend section 5207 of the compiled laws of 1871, being section 16, chapter 177, relative to judges of probate.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 345, entitled

A bill to require the officers of the Agricultural College to furnish bovine virus or cow pox, for the use of the people of this State.

The bill was read a first and second time by its title, and referred to the committee on public health.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 346, entitled

A bill to amend, consolidate, and revise the several acts and parts of acts establishing municipal and justices' courts in the city of Detroit.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 347, entitled

A bill to provide for the opening of highways, streets and alleys in the cities and villages of this State.

The bill was read a first and second time by its title and referred to the committee on municipal corporations.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 348, entitled

A bill to amend and revise the charter of the city of Detroit.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 349, entitled

A bill to revise the charter of the city of Detroit.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House joint resolution No. 34, entitled

Joint resolution requesting Congress to call a convention to propose amendments to the Constitution of the United States;

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 350, entitled

A bill to amend section 6 of chapter 194, being compiler's section 6151 of the compiled laws of 1871, relative to provisions concerning actions and proceedings in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Winchell, previous notice having been given, and leave being granted, introduced

House bill No. 351, entitled

A bill to amend section 8 of chapter 132 (being compiler's section 3488) of the compiled laws of 1871, relating to the arrangement of departments in the State University, and to repeal act No. 63 of the session laws of 1873, act No. 128 of the session laws of 1875, and act No. 186 of the session laws of 1875.

The bill was read a first and second time by its title, and

On request of Mr. Winchell,

Was referred to the committee on State affairs.

Mr. Winchell, previous notice having been given, and leave being granted, introduced

House bill No. 352, entitled

A bill to provide for the drainage and reclamation of swamp lands in the counties of Allegan and Barry, and appropriating State swamp lands to defray the expenses thereof.

The bill was read a first and second time by its title, and referred to the committee on drainage and public lands.

Mr. Winchell, previous notice having been given, and leave being granted, introduced

House bill No. 353, entitled

A bill to prevent the adulteration of commercial fertilizers.

The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 354, entitled

A bill to appropriate State swamp land to aid in the construction of a railroad from, at, or near Standish, on the Jackson, Lansing and Saginaw railroad, in the county of Bay, to Harrisville, in the county of Alcona.

The bill was read a first and second time by its title, and referred to the committee on public lands and railroads jointly.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 355, entitled

A bill to incorporate the public schools of the township of Alpena, and repeal sections 1 and 2 of act No. 490, of the laws of 1873, entitled "An act to authorize the formation of Union School District No. 1, in the township of Alpena," approved March 27, 1867; also, to repeal section 20 of act 354, of the laws of 1873, entitled "An act to organize Union School District of the city of Alpena," approved April 4, 1873.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 356, entitled

A bill to authorize and empower the Board of Control of State swamp lands to make an appropriation of State swamp land to complete and make passable a certain section of the Duncan, Alpena and Au Sable State road.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 357, entitled

A bill to incorporate the village of Rogers.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 358, entitled

A bill to authorize and empower the Board of Control of State swamp lands to make an appropriation of State swamp lands to aid in the completion of the Alpena and Long Lake State road.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House joint resolution No. 35, entitled

Joint resolution for relief of the Alpena Harbor Improvement Company.

The joint resolution was read a first and second time by its title, and

On request of Mr. Kelley,

Was referred to the committee on state affairs.

Mr. Rork, previous notice having been given, and leave being granted, introduced

House bill No. 359, entitled

A bill to amend section 1 of an act entitled "An act to incorporate the city of Hastings," approved March 11, 1871.

The bill was read a first and second time by its title, and

On request of Mr. Rork,

Was laid on the table.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 360, entitled

A bill to amend section 76, of chapter 12, of the compiled laws of 1871, being compiler's section 712, so that township treasurers shall not hold the office for more than two years in succession.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 361, entitled

A bill to provide for vacating decrees and granting re-hearings in courts of chancery in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. McArthur, previous notice having been given, and leave being granted, introduced

House bill No. 362, entitled

A bill to authorize the commissioner of highways for the township of Inverness, in the county of Cheboygan, to levy an additional tax for highway purposes, and to direct the application of the same.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Chase, previous notice having been given, and leave being granted, introduced

House bill No. 363, entitled



A bill to amend sections 1692 and 1693, chapter 46 of compiled laws of 1871, relative to boards of health and health officers, in townships.

The bill was read a first and second time by its title, and referred to the committee on public health.

Mr. Chase, previous notice having been given, and leave being granted, introduced

House bill No. 364, entitled

A bill to amend section 1 of an act, entitled "An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl," approved April 3, 1869, being section 2093 of the compiled laws of 1871, as amended by act 201 of the session laws of 1875.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Gould, previous notice having been given, and leave being granted, introduced

House bill No. 365, entitled

A bill to incorporate the city of Eaton Rapids.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Turck, previous notice having been given, and leave being granted, introduced

House bill No. 366, entitled

A bill to amend section 6, article 5, sections 1, 4 and 7 and paragraphs 3 and 5 of section 2, article 6, sections 1 and 4 of article 7, sections 1, 2, 5, 6 and 7 of article 8, section 1 article 10, section 1 article 13, section 1 article 19, section 1 article 21, and to strike out section 4 article 12, and section 1 of article 15, of an act entitled "An act to re-incorporate the village of St. Louis," approved March 28, 1873, and amended April 23, 1875.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Turck, previous notice having been given, and leave being granted, introduced

House bill No 367, entitled

A bill to amend section 6, and add a new section to act 79, laws of 1873, entitled "An act to provide for the appointment of a Commissioner of Railroads, and to define his powers, duties, and to fix his compensation."

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Brown, previous notice having been given, and leave being granted, introduced

House bill No. 368, entitled

A bill to enable the qualified voters of Hillsdale county to determine by ballot whether spirituous or fermented liquors shall be sold or used as a beverage in said county.

The bill was read a first and second time by its title, and referred to the committee on liquor traffic.

Mr. J. M. Turner, previous notice having been given, and leave being granted, introduced

House bill No. 369, entitled

A bill to amend an act entitled "An act to revise the charter of the city of Lansing," approved March 25, 1875.



The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Hayes, previous notice having been given, and leave being granted, introduced

House bill No. 370, entitled

A bill to provide for refunding, in certain cases, taxes illegally assessed.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Hayes, previous notice having been given, and leave being granted, introduced

House bill No. 371, entitled

A bill making an appropriations for the support of the State Agricultural College, to pay the expenses of the State Board of Agriculture, to erect a new hall for the students, and for other improvements at the Agricultural College.

The bill was read a first and second time by its title, and referred to the committee on agricultural college.

Mr. Hopkins, previous notice having been given, and leave being granted, introduced

House bill No. 372, entitled

A bill to amend sections 50 and 51, being compiler's section 6253, chapter 195, of compiled laws of 1871, and the acts amendatory thereto, approved April 29, 1873, and May 1st, 1875, relative to the action of ejectment.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hopkins, previous notice having been given, and leave being granted, introduced

House joint resolution No. 36, entitled

A joint resolution authorizing the board of supervisors of Isabella county to transfer certain moneys from the drainage fund to the court house building fund of said county.

The joint resolution was read a first and second time by its title, and

On request of Mr. Hopkins,

Was laid on the table.

Mr. Parsons, previous notice having been given, and leave being granted, introduced

House bill No. 373, entitled

A bill to amend section 3057, compiled laws of 1871, being section 4 of chapter 108, relative to the notice of the election of trustees of religious societies.

The bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

Mr. Baldwin, previous notice having been given, and leave being granted, introduced

House bill No. 374, entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the circuit court for the county of Kent, State of Michigan.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Baldwin, previous notice having been given, and leave being granted, introduced

House bill No. 375, entitled

A bill to provide for the distribution of the laws and statutes of this State and reports of the Supreme Court to the Judges of the Superior Courts thereof.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Prindle, previous notice having been given, and leave being granted, introduced,

House bill No. 376, entitled

A bill to revise an act entitled "An act relative to free schools in the city of Grand Rapids," approved March 15, 1871, as amended by an act approved April 24, 1875.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Prindle, previous notice having been given, and leave being granted, introduced

House bill No. 377, entitled

A bill to revise and amend sections 2, 5, 6, 7, 9, 10, 11, 12, 13, and 19 of an act entitled "An act to provide for a municipal court in the city of Grand Rapids, to be called 'The Superior Court of Grand Rapids,' " and to add seven new sections to the act to stand as 24, 25, 26, 27, 28, 29, and 30.

The bills was read a first and second time by their titles, and referred to the committee on judiciary.

Mr. W. W. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 378, entitled

A bill to amend an act entitled "An act to establish an insurance bureau," being chapter 44 of the compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. W. W. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 379, entitled

A bill to prevent the manufacture and sale of spirituous or intoxicating liquors as a beverage, and for the abatement and suppression of that business as a nuisance.

The bill was read a first and second time by its title, and referred to the committee on liquor traffic.

Mr. W. W. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 380, entitled

A bill relative to the title of lands sold for delinquent or unpaid taxes.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Abbott, previous notice having been given, and leave being granted, introduced

House bill No. 381, entitled

A bill to repeal section 9 of article 12 of an act entitled "an act to incorporate the village of Imlay city in Lapeer county," approved April 4th, 1873, as amended by act No. 323 of the session laws of 1875.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 382, entitled

A bill to amend an act entitled "An act to conform deeds and instruments intended for the conveyance of real estate in certain cases," approved February 2, 1861, by adding a new section thereto.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Robbins, previous notice having been given, and leave being granted, introduced

House bill No. 383, entitled

A bill relative to selling, furnishing or allowing intoxicating liquors to minors under the age of eighteen years.

The bill was read a first and second time by its title, and referred to the committee on liquor traffic.

Mr. Hall, previous notice having been given, and leave being granted, introduced

House bill No. 384, entitled

A bill to amend section 1758 of the compiled laws of 1871, as amended by act 159 of the laws of 1875, and also section 1772 of said compiled laws, relating to county drains.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Hall, previous notice having been given, and leave being granted, introduced

House bill No. 385, entitled

A bill to amend section 107 of the compiled laws of 1871, relating to primary schools.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. J. C. Sawyer, unanimous consent being given, introduced

House bill No. 386, entitled

A bill to amend section 5527 of the compiled laws of 1871, the same being section three (3) of chapter 179, relative to the powers of justices of the peace.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Ross, previous notice having been given, and leave being granted, introduced

House bill No. 387, entitled

A bill to amend sections 2 and 3 of an act entitled "An act to amend an act entitled 'An act to provide for the opening and improvement of roads on the line of adjoining townships,'" being compiler's section 1214, chapter 23, of the compiled laws of 1871, approved March 19th, 1863, and to add three new sections thereto, approved April 29th, 1875.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Stafford, previous notice having been given, and leave being granted, introduced

House joint resolution No. 37, entitled

Joint resolution asking Congress for an appropriation for the making of a harbor of refuge at Grand Maria harbor, on Lake Superior.

The joint resolution was read a first and second time by its title, and referred to the committee on harbors.

Mr. Phelps, previous notice having been given, and leave being granted, introduced

House bill No. 388, entitled

A bill to provide for the building of a bridge across the Muskegon River at the point where said river is crossed by the Grand Rapids and Big Rapids State road, in the township of Mecosta, in the county of Mecosta.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Norton, previous notice having been given, and leave being granted, introduced

House bill No. 389, entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac, approved March 15, 1861, as amended by the several acts amendatory thereof," by adding to said act as amended sections, numbers 187, 188, 189, 190, 191, 192, 193, and 194.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. White, previous notice having been given, and leave being granted, introduced

House bill No. 390, entitled

A bill to repeal act No. 327 of the local laws of 1875, in relation to fishing in the inland lakes of Oceana county.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 391, entitled

A bill for the protection of tax-payers.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. J. C. Sawyer, unanimous consent being given, introduced

House bill No. 392, entitled

A bill to amend sections 3, 51 and 53 of chapter 195 of the compiled laws of 1871, relating to the action of ejectment.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hamilton, unanimous consent being, introduced

House bill No. 393, entitled

A bill to secure to the owners of stallions payment for the services of the same.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Fletcher, previous notice having been given, and leave being granted, introduced

House bill No. 394, entitled

A bill to amend sections 4 and 13 of act No. 228 of the laws of 1875, approved May 3, 1875;

The bill was read a first and second time by its title, and referred to the committee on liquor traffic.

Mr. Fletcher, previous notice having been given, and leave being granted, introduced

House bill No. 395, entitled

A bill to amend section 14 of chapter 218 of the compiled laws of 1871, being section 6925 of said compiled laws, relative to foreclosure by advertisement.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Fletcher, previous notice having been given, and leave being granted, introduced

House bill No. 396, entitled

A bill to amend section 57 of chapter 189 of the compiled laws of 1871, the same being section 6026 of said compiled laws, relating to the trial of issues of fact.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Fletcher, previous notice having been given, and leave being granted, introduced

House bill No. 397, entitled

A bill to authorize and empower attorneys at law to take acknowledgments of deeds, administer oaths, and exercise the powers and perform the duties of notaries public.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hopkins, previous notice having been given, and leave being granted, introduced

House bill No. 398, entitled

A bill to amend section (4003) 1 of act 182, of session laws of 1875, being an act amending an act entitled "An act to create a Board of State Swamp Land Commissioners, and to repeal act No. 76 of the session laws of 1867, being sections 8003 and 8019, of compiled laws of 1871.

The bill was read a first and second time by its title, and

On request of Mr. Hopkins,

Was referred to the committee on public lands.

Mr. Billings, by unanimous consent, offered the following:

*Whereas*, It is alleged the hospital in connection with the medical department of the University at Ann Arbor, has been taken possession of by the Dean and Professors of one medical school in said University, and that the Dean and Professors of the other medical school are excluded therefrom and allowed no privileges or patients therein; therefore,

*Resolved*, That the committee on University of this House are hereby instructed to inquire into the facts concerning said allegation, and report to this House whether such facts exist and what remedy, if any, can be applied to give equal rights and privileges to all concerned.

Which was adopted.

Mr. Welker, by unanimous consent, offered the following:

*Resolved*, That so much of rule 45 as relates to giving one day's notice previous to the introduction of bills be suspended on to-morrow, Feb. 21st.

Which was adopted, two-thirds of all the members present voting therefor.

The following report was made:

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following named bill:

House bill No. 58, entitled

A bill to legalize the special assessments and tax rolls of the village of Northville, county of Wayne, for the years 1875 and 1876.

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

On motion of Mr. Robbins,

The House adjourned.

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*Lansing, Wednesday, February 21, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Representative W. W. Johnson.

Roll called: quorum present.

Absent without leave, Messrs. Dillmann, Gould, and Valade.

Mr. Van Raalte asked and obtained leave of absence for Mr. Dillmann until the 22d.

Mr. Hopkins asked and obtained leave of absence for Mr. Turck and himself after to-day, until the 27th.

Mr. Miller asked and obtained leave of absence for Mr. Valade indefinitely, on account of sickness in his family.

On motion of Mr. A. J. Sawyer,

The reference of

House bill No. 330, entitled

A bill to fix the liability of persons doing a private banking, deposit or exchange business,

Was changed from the committee on private corporations to the committee on judiciary.

#### PRESENTATION OF PETITIONS.

No. 374. By Mr. White: Petition of Frank Marble, Hiram S. Marble, Henry W. Turk, Geo. C. Meyers, Daniel B. Hutchins, W. T. Runner, and 71 other citizens of Oceana county, praying for the repeal of the law creating township superintendents of schools, and for the restoration of the system of county superintendents of schools, or something similar thereto;

Referred to the committee on education.

No. 375. By Mr. Little: Remonstrance of S. B. Williams, H. F. Burmort, John S. Barrett, and 215 others of Saginaw county, against the passage of any bill preventing the hounding of deer;

Referred to the committee on State affairs.

No. 376. By Mr. Sharts: Petition of A. B. Crane, M. W. Willoughby, Geo. D. Palmer, and 97 others, citizens of Shiawassee county, praying for an



appropriation of State swamp lands for the purpose of drainage in town 8 north, of range 2 east, in said county.

On demand of Mr. Sharts,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable, the Board of Control of State of Michigan:*

We, the undersigned petitioners, of Shiawassee county, in consideration of the facts set forth below, would ask your honorable body for an appropriation of State swamp lands for drainage purposes for the township of Rush, in said county:

1st. That 14,000 acres, or considerably over one-half of said township, is swamp or open marsh.

2d. That said township has expended already upwards of \$20,000 in attempts to drain said swamps and marshes.

3d. That the residents of said township are unable to bear in full the expense of prosecuting this necessary work.

4th. That we consider this land in its present state as entirely unprofitable to the people of the township, county, or State.

5th. That it is very deleterious to the health of the residents upon the high lands of this township.

6th. In consideration of the facts above set forth, and believing all of said swamps and marshes can be made available, we would ask your honorable body for an appropriation of six sections of State swamp land to aid us in this important and very necessary work.

The petition was referred to the committees on public land and drainage jointly.

No. 377. By Mr. Dowling: Remonstrance of Cates Munger, Geo. P. Cobb, Edwin Park, and 22 others, against the passage of any law authorizing the payment of township of Merrit ditch orders;

Referred to the committee on local taxation.

No. 378. By Mr. Dowling: Remonstrance of W. Shuler, C. W. Howell, G. W. Hemingway, and 40 others, on the same subject;

Referred to the committee on local taxation.

No. 379. By Mr. Walkinshaw: Petition of Daniel P. Wood, Henry Clute, David Bennett, and 200 others, of the township of Lee, Calhoun county, relative to an appropriation for the construction of a drain in said township.

On demand of Mr. Walkinshaw,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable the Legislature of the State of Michigan:*

Your petitioners, representing the interest of the township of Lee in the county of Calhoun and the State of Michigan, would respectfully represent that in view of the large quantity of swamp land sold and paid for in part, and that unsold, in said township of Lee, and believing, as your petitioners do, that by constructing a ditch or drain through the southern portion of said township, and opening up the bed of Big Creek and Indian Creek and other tributaries in said township, would facilitate in the payment of the swamp lands already contracted, and assist in disposing of those yet remaining unsold, as well as to add to the assessed valuation of the county largely; and as your petitioners are not aware that any action by the board of supervisors of this county or any other board or commissioner have taken any action for the purpose of draining or reclaiming the swamp land in said township, therefore.



your petitioners would respectfully ask that by a special act of your Honorable body that a sum not exceeding three thousand dollars (\$3,000) be appropriated from the Swamp Land fund of the State for the purpose of draining and reclaiming the swamps and marshes of said township, and to be expended at such time or times, by and under the control of such trustees, commissioners, or board of control, as you shall deem most wise in carrying out the grant.

The petition was referred to the committee on drainage.

No. 380. By Mr. Ross: Petition of H. W. Clark, S. B. Stewart, H. Sturgess, and 22 others, in regard to the organization of mutual benefit and coöperative associations;

Referred to the committee on insurance.

No. 381. By Mr. Ross: Petition of F. O. Clark, W. B. Cobb, W. D. Bedding, and 50 others, on the same subject;

Referred to the committee on insurance.

No. 382. By Mr. Ross: Petition of numerous citizens of Livingston county, on the same subject;

Referred to the committee on insurance.

No. 383. By Mr. Ross: Petition of John Sackner, D. Horton, Peter Russell, and 58 others of Livingston and Genesee counties, for the passage of an act relative to town line roads, and working the same;

Referred to the committee on roads and bridges.

No. 384. By Mr. Crandell: Remonstrance of David Glass, John McFarland, Allen Nowlin, and 40 others of Dearborn, Wayne county, against the increase of the salary of the auditors of Wayne county.

On request of Mr. Crandell,

The remonstrance was laid on the table.

No. 385. By Mr. Ferguson: Petition of N. B. McKinney, L. S. Russell, C. L. Brown, and 66 others of Van Buren county, in favor of county superintendents of schools;

Referred to the committee on education.

No. 386. By Mr. Ferguson: Petition of M. Miller, E. A. Withey, J. G. Lafler and 59 others, of Van Buren county, in favor of placing all railroads under the general railroad law, and fixing uniform rates on freight;

Referred to the committee on railroads.

No. 387. By Mr. Ferguson: Petition of J. D. Davis, Wm. S. Charles, W. G. Russell and 49 others, of Van Buren county, on the same subject;

Referred to the committee on railroads.

No. 388. By Mr. Ferguson: Petition of O. E. Goodell, D. K. Charles, A. J. Hall and 16 others, of Van Buren county, on the same subject;

Referred to the committee on railroads.

No. 389. By Mr. Shetterly: Petition of W. L. Walter, Elam Moe, and 20 others of Macomb county, for the repeal of the law against killing certain birds specified in section 2099 of the compiled laws of 1871 by gardeners and seed culturists;

Referred to the committee on State affairs.

No. 390. By Mr. Jewell: Petition of citizens of Newaygo county for the passage of House bill No. 1;

Referred to the committee on insurance.

No. 391. By Mr. Jewell: Petition of numerous others on the same subject;

Referred to the committee on insurance.

No. 392. By Mr. Eaton: Petition of Geo. S. Ellinger, Daniel Ellinger, C.

B. Matton, and 45 others for a liberal protection of the manufacturing and selling of beer, ale, cider, and native wines ;

Referred to the committee on the liquor traffic.

No. 393. By Mr. Steele: Petition of Robt. Lee and 49 others to organize the township of Midport, in Leelenaw county :

Referred to the committee on towns and counties.

No. 394. By Mr. Steele: Petition of Benj. F. Nelson and 22 others of Little Traverse, for the organization of a new township to be called Littlefield ;

Referred to the committee on towns and counties.

No. 395. By Mr. Tompson: Petition of Wm. Thompson, F. M. Garlic and 43 others, for the incorporation of the village of Port Sanilac ;

Referred to the committee on municipal corporations.

No. 396. By Mr. Gibbs: Petition of Ezra Harger and 33 others, praying for the incorporation of the village of Manton, in the county of Wexford ;

Referred to the committee on municipal corporations.

No. 397. By Mr. Fletcher: Petition of Preston Mitchell and others, for amendments to the present game law for the more effective protection of deer ;

Referred to the committee on State affairs.

No. 398. By Mr. Fletcher: Remonstrance of W. E. Goodwin and others, against an act to incorporate the village of Tekonsha ;

Referred to the committee on municipal corporations.

No. 399. By Mr. Fletcher: Petition of Jas. J. Main and others, for the incorporation of the village of Tekonsha ;

Referred to the committee on municipal corporations.

No. 400. By Mr. Norton: Petition of T. Harrison, T. Allen, and 60 others, remonstrating against the passage of any law to prohibit the hounding of deer ;

Referred to the committee on State affairs.

No. 401. By Mr. Laubach: Petition of Geo. C. Stewart, D. Cutler, John B. Perrin, Geo. Sanford, and 120 others, relative to fishing in Grand river and other inland rivers and lakes in this State ;

Referred to the committee on fisheries.

No. 402. By Mr. Parsons: Petition of Asa B. Brown and 33 others, for protection of manufacturing and selling of beer, ale, cider, and native wines, as an encouragement of the same in contradistinction to distilled, spirituous, and intoxicating liquors ;

Referred to the committee on liquor traffic.

No. 403. By Mr. Parsons: Petition of Barney Tocher, and 42 others, for protection of manufacturing and selling of beer, ale, cider, and native wine, as an encouragement of the same in contradistinction to distilled, spirituous, and intoxicating liquors ;

Referred to the committee on the liquor traffic.

No. 404. By Mr. Parsons: Petition of Henry Schroder and 43 others, for protection of the manufacturing and selling of beer, ale, cider, and native wines, as an encouragement of the same in contradistinction to distilled, spirituous, and intoxicating liquors ;

Referred to the committee on the liquor traffic.

No. 405. By Mr. Phelps: Memorial of the board of supervisors of Mecosta county in favor of the erection of a bridge across the Muskegon river upon the Grand Rapids and Big Rapids State road.

On demand of Mr. Phelps,

The memorial was read at length, and spread at large on the journal, as follows :

## MEMORIAL.

*To the Honorable the Senate and House of Representatives of the State of Michigan :*

Your petitioners, the board of supervisors of the county of Mecosta, respectfully represent, that the bridge across the Muskegon river at the crossing of the Grand Rapids and Big Rapids State road, in the township of Mecosta, has been built for ten years or more, and, being constructed of wood, is now unsafe, and has been condemned as such by the township authorities. They further state that said State road is the only thoroughfare into this part of the country from the south, and all immigrants and others who come into this region from that direction by teams, are obliged to cross said bridge. They further state that the said township is wholly unable to bear the expense of the erection of a new bridge at said point, and that the county of Mecosta has such a number of streams within its territory that it is impossible for it to build and keep in repair the numerous bridges required, without imposing taxes upon the people which would be burdensome in the extreme, and next to impossible for many of its inhabitants to pay.

Therefore, your petitioners respectfully request that you appropriate the sum of three thousand dollars with which to build a new bridge at the place aforesaid, either of wood or iron; said stream being about two hundred feet wide at said point. And for which your petitioners will ever pray, etc.

The report was accepted and adopted, and the clerk was instructed to send certified copies of the memorial to our Senator and Representative in the State Legislature.

STATE OF MICHIGAN, }  
COUNTY OF MECOSTA. } ss.

I, Charlie Gay, clerk of the county of Mecosta, and clerk of the circuit court of said county, do hereby certify that I have compared the foregoing, adopted at the January session of the board of supervisors of said county, with the original record now remaining in my office, and have found the same a correct transcript therefrom, and of the whole of such original record.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the seal  
[L. S.] of said circuit court, this 20th day of January. A. D. 1877.

CHARLIE GAY,

*Clerk of the Board of Supervisors.*

The memorial was referred to the committee on roads and bridges.

No. 406. By Mr. Edwards: Petition of Wm. D. Bodger, Geo. H. Rough, J. H. Willen, and 160 other citizens of Bertrand township, Berrien county, praying for a division of said township into two townships;

Referred to the committee on towns and counties.

No. 407. By Mr. Smith: Petition of James Whelon, supervisor, Henry Bruce, and many other citizens of White River, praying for county superintendents of schools;

Referred to the committee on education.

No. 408. By Mr. Allen: Remonstrance of M. F. Case, and 61 others, against detaching any portion of the township of Pittsfield and York and attaching the same to Saline, in Washtenaw county;

Referred to the committee on towns and counties.

No. 409. By Mr. Hill: Petition of E. R. Olds, R. Z. Warren, V. E. Man-

ley, and 125 others, citizens of the village of Hartford, Van Buren county, asking for the incorporation of said village of Hartford;

Referred to the committee on municipal corporations.

No. 410. By Mr. Conely: Petition of Alfred Russell, J. Logan Chipman, Don M. Dickenson, relative to the compensation of coroners in Wayne county;

Referred to the committee on State affairs.

No. 411. By Mr. Gies: Petition of F. Doebling and 5 others, asking the repeal of the present liquor law;

Referred to the committee on liquor traffic.

No. 412. By Mr. Van Raalte: Petition of Timothy Wal land 4 others, residents of the village of Spring Lake, Ottawa county, who ask to be set off from the corporation of said village;

Referred to the committee on municipal corporations.

No. 413. By Mr. Knight: Petition relative to detaching certain territory from Saginaw county and attaching the same to Bay county.

On demand of Mr. Knight,

The petition was read at length and spread at large on the journal, as follows;

*To the Honorable the Senate and House of Representatives of the State of Michigan:*

The undersigned residents and freeholders of the territory hereinafter named in the county of Saginaw, most respectfully ask that said territory, to wit: Section one (1), two (2), three (3), four (4), five (5), six (6), seven (7), eight (8), nine (9), ten (10), eleven (11), twelve (12), thirteen (13), fourteen (14), fifteen (15), sixteen (16), seventeen (17), eighteen (18), township thirteen (13), north range four (4) east; also, sections six (6), seven (7), seventeen (17), and eighteen (18), town thirteen (13) north of range (5) east; also, all that part of sections five (5), eight (8), nine (9), and sixteen (16), lying and being west of the Saginaw river, in town thirteen north of range 5 east, be detached from said Saginaw county and attached to Bay county, for the reasons that said territory is much nearer the county seat of Bay county than the county seat of Saginaw. That we have greater advantages in getting the products to market at Bay City than any other place, and our interests are neglected by Saginaw county, and that our territory aforesaid must eventually become a part of Bay county. A glance at our geographical position will at once show that naturally we should be a part of Bay county, and your petitioners will ever pray. etc.

The petition was referred to the committee on town and counties.

#### REPORTS OF SELECT COMMITTEES.

By the select committee on the investigation in the matter of the trespass agent:

The select committee on investigation of Trespass Agent D. J. Evans, have instructed me to report the accompanying bills of W. K. Childs, Sergeant-at Arms, for services rendered in serving subpoenas, \$18.85; also the bill of W. George, for \$78, for reporting and transcribing testimony, and request that the same be paid from the proper fund.

STEPHEN MARTIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Martin,

The report was adopted.

## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, February 20, 1877. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to amend sections two (2) and nine (9) of act 331 of the session laws of 1869, entitled "An act to incorporate the village of Lawrence, in the county of Van Buren."

An act to legalize the special assessments and tax rolls of the village of Northville, county of Wayne, for the years 1875 and 1876.

CHARLES M. CROSWELL.

The message was laid on the table.

## MESSAGES FROM THE SENATE.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, February 20, 1877. }

*To the Speaker of the House:*

SIR,—I am instructed by the Senate to return to the House the following bills:

House bill No. 315, entitled

A bill to extend the time for the collection of taxes in the city of St. Clair, county of St. Clair, for the year 1876;

House bill No. 181 (printed No. 80), entitled

A bill to legalize the tax roll of the township of Grant, in the county of Iosco, for the year 1876;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

## INTRODUCTION OF BILLS.

Mr. Winchell, previous notice having been given, and leave being granted, introduced

House joint resolution No. 38, entitled

Joint resolution asking Congress for an appropriation for improvement of the harbor at Saugatuck, in Allegan county.

The joint resolution was read a first and second time by its title, and referred to the committee on harbors.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 399, entitled

A bill to incorporate a board of water commissioners for the city of Alpena to supply the city with pure and wholesome water.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Steele, previous notice having been given, and leave being granted, introduced

House bill No. 400, entitled

A bill to establish a board of commissioners of surveys, to prescribe their duties and fix their compensation, and to further provide for the public surveys.

The bill was read a first and second time by its title, and

On request of Mr. Steele,

Was referred to the committee on State affairs.

Mr. Steele, previous notice having been given, and leave being granted, introduced

House bill No. 401, entitled

A bill to detach certain territory from the present townships of Leelanaw and Bingham, in the county of Leelanaw, and to organize the same into a separate township to be called Midport.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Steele, previous notice having been given, and leave being granted, introduced

House bill No. 402, entitled

A bill to detach certain territory from the present township of Little Traverse, in the county of Emmet, and to organize the same into a separate township to be called Littlefield;

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Steele, previous notice having been given, and leave being granted, introduced

House bill No. 403, entitled

A bill to detach certain territory from the present township of Cross village in the county of Emmet and to organize the same into a separate township to be called "Redmond."

The bill was read a second and third time by its title, and referred to the committee on towns and counties.

Mr. Steele, previous notice having been given, and leave being granted, introduced

House bill No. 404, entitled

A bill to amend sections 810 and 812, chapter 16 of compiled laws of 1871, relative to the returns of birth and death, and providing for greater accuracy in the records and returns of vital statistics.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Stinchcomb, unanimous consent being given, introduced

House bill No. 405, entitled

A bill to amend section 1, chapter 64, relative to the protection of game, and the better preservation of elk, deer, birds, and wild fowl, being section 2093, compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Dowling, previous notice having been given, and leave being granted, introduced

House bill No. 406, entitled

A bill to incorporate the villages of Wenona, Banks, and Salsburgh, to be known as the city of Wenona.



The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Knight, previous notice having been given and leave being granted, introduced

House bill No. 407, entitled

A bill to detach certain territory from the county of Saginaw, and attach the same to the county of Bay.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Knight, previous notice having been given, and leave being granted, introduced

House bill No. 408, entitled

A bill to lay out and establish a State road running west from Standish to the Tittabawassee river, and from the same place to Saginaw bay, and make an appropriation of State swamp land for the same.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Ireland, previous notice having been given, and leave being granted, introduced

House bill No. 409, entitled

A bill to repeal act No. 131 of the session laws of 1875, approved April 27th, 1875, relative to the safe keeping of public moneys.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Ireland, previous notice having been given, and leave being granted, introduced

House bill No. 410, entitled

A bill to amend section 2951 of the compiled laws of 1871, being section 16 of chapter 98, entitled "An act relative to life insurance companies transacting business within this State," as amended by act 223 of the laws of 1872, approved May 3, 1875.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Hamilton, previous notice having been given, and leave being granted, introduced

House bill No. 411, entitled

A bill to repeal act No. 32 of the session laws of 1873, entitled "An act to extend aid to the University of Michigan, and to repeal an act entitled 'An act to extend aid to the University of Michigan,' approved March 15, 1867, being sections 3506 and 3507 of the compiled laws of 1871."

The bill was read a first and second time by its title, and referred to the committee on University.

Mr. Hamilton, previous notice having been given, and leave being granted, introduced

House bill No. 412, entitled

A bill to reorganize the judicial circuits of this State.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hamilton, previous notice having been given, and leave being granted, introduced

House joint resolution No. 39, entitled

Joint resolution proposing amendments to sections 6, 7 and 8 of Article



XIII. of the Constitution of this State relative to the Board of Regents of the University.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Edwards, previous notice having been given, and leave being granted, introduced

House bill No. 413, entitled

A bill to amend section 93, chapter 10, compiled laws of 1871, being compiler's section 583, relative to vacancies in the office of register of deeds.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Edwards, previous notice having been given, and leave being granted, introduced

House bill No. 414, entitled

A bill to amend section 175 of the compiled laws of 1871, being compiler's section 4971 relative to the removal of causes from one circuit court or judge to another.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Edwards, previous notice having been given, and leave being granted, introduced

House bill No. 415, entitled

A bill to amend section 10 of chapter 150 of the compiled laws of 1871, being compiler's section 4212, relative to the acknowledgment of deeds executed in other States;

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Edwards, previous notice having been given, and leave being granted, introduced

House bill No. 416, entitled

A bill to provide for the relief of the heirs of Darius Clark.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Edwards, previous notice having been given, and leave being granted, introduced

House bill No. 417, entitled

A bill to prescribe a form for policies of fire insurance companies doing business in this State.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Edwards, previous notice having been given, and leave being granted, introduced

House bill No. 418, entitled

A bill to divide the township of Bertrand, in Berrien county, and to organize the township of Dayton.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Edwards, previous notice having been given, and leave being granted, introduced

House bill No. 419, entitled

A bill to amend section 23 of chapter 99 of the compiled laws of 1871, being

compiler's section 2987 relative to the capital of foreign fire insurance companies doing business in this State.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Hamilton, previous notice having been given, and leave being granted, introduced

House joint resolution No. 40, entitled

Joint resolution asking Congress for an appropriation for the improvement of the harbor at New Buffalo, Berrien county, State of Michigan.

The joint resolution was read a first and second time by its title, and referred to the committee on harbors.

Mr. Twadell, previous notice having been given, and leave being granted, introduced

House bill No. 420, entitled

A bill to compel the placing or running of passenger coaches on freight trains on certain railroads, in this State, for the transportation of passengers and baggage.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Welker, previous notice having been given, and leave being granted introduced

House bill No. 421, entitled

A bill for the relief of James Moore, Sen., of Sanilac county, State of Michigan.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Fletcher, previous notice having been given, and leave being granted, introduced

House bill No. 422, entitled

A bill to amend an act entitled an act to incorporate the city of Marshall, approved February 14th, 1859.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Fletcher, previous notice having been given, and leave being granted, introduced

House bill No. 423, entitled

A bill to amend section 1 of act 155 of the laws of 1873, entitled "An act relative to the service of process upon insurance companies not incorporated under the laws of the State," approved April 25th, 1873.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Fletcher, previous notice having been given, and leave being granted, introduced

House bill No. 424, entitled

A bill to incorporate the village of Tekonsha.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Walkinshaw, unanimous consent being given, introduced

House bill No. 425, entitled

A bill to authorize the board of supervisors of the county of Calhoun to appropriate the swamp land fund for the purpose of constructing a ditch in the township of Lee.

The bill was read a first and second time by its title, and,

On request of Mr. Walkinshaw,

Was referred to the committee on local taxation.

Mr. Walkinshaw, unanimous consent being given, introduced

House bill No. 426, entitled

A bill to amend sections 4803, 4805 and 4806 of the compiled laws of 1871, the same being section 1, 3 and 4 of an act approved February 13, 1855, relative to the rights of married women.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 427, entitled

A bill to amend section 23, of chapter 160 of the compiled laws of 1871, being compiler's section 4517 relative to release of agents appointed by judges of probate in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. McArthur, unanimous consent being given, introduced

House bill 428, entitled

A bill to authorize the board of supervisors of the county of Cheboygan to audit and pay certain expenses for the superintendence and engineering services upon work now being done by the State in improving navigation of the lakes and rivers of Cheboygan county and their tributaries.

The bill was read a first and second time by its title, and,

On request of Mr. McArthur,

Was referred to the committee on State affairs.

Mr. McArthur, previous notice having been given, and leave being granted, introduced

House joint resolution No. 41, entitled

Joint resolution authorizing and directing the Commissioner of the State Land Office to issue patents of certain indemnity State swamp lands to John Heaphey, of Cheboygan county, upon the payment of one dollar and twenty-five cents per acre.

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

Mr. McArthur, previous notice having been given, and leave being granted, introduced

House bill No. 429, entitled

A bill to appropriate lands to aid in the construction of a railroad from the northern terminus of the Grand Rapids and Indiana railroad in Emmet county to the village of Cheboygan.

The bill was read a first and second time by its title, and referred to the committee on railroads and public lands, jointly.

Mr. McArthur, previous notice having been given, and leave being granted, introduced

House bill No. 430, entitled

A bill to re-incorporate the village of Cheboygan.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. McArthur, previous notice having been given, and leave being granted, introduced

House bill No. 431, entitled

A bill to change the name of the township of Warner, in the county of Chippewa, to the name of the township of Detour.

The bill was read a first and second time by its title, and referred to the committee on towns and villages.

Mr. Chase, previous notice having been given, and leave being granted, introduced

House bill No. 432, entitled

A bill to provide for a commission to build a sewer for the Michigan Asylum, and making appropriations therefor.

The bill was read a first and second time by its title, and referred to the committee on asylum for the insane.

Mr. Willett, unanimous consent being given, introduced

House bill No. 433, entitled

A bill to compensate, in part, any person who may have suffered, or may hereafter suffer false imprisonment at the State prison in Jackson, by false swearing, or mistaken identity.

The bill was read a first and second time by its title, and,

On request of Mr. Willett,

Was referred to the committee on State affairs.

Mr. Gibbs, unanimous consent being given, introduced

House bill No. 434, entitled

A bill to incorporate the village of Manton, in the county of Wexford.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Mosher, previous notice having been given, and leave being granted, introduced

House bill No. 435, entitled

A bill authorizing the formation of a farmers' mutual fire insurance company, in township of Somerset, county of Hillsdale.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. North, previous notice having been given, and leave being granted, introduced

House bill No. 436, entitled

A bill authorizing the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances.

The bill was read a first and second time by its title, and referred to the committee on private corporations.

Mr. Woodworth, previous notice having been given, and leave being granted, introduced

House bill No. 437, entitled

A bill to reorganize the 7th and 16th judicial circuits, and to create the 22d judicial circuit.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Woodworth, previous notice having been given, and leave being granted, introduced

House joint resolution No. 42, entitled

Joint resolution authorizing the State Land Commissioner to make an equitable settlement with Thomas Robinson.

The joint resolution was read a first and second time by its title, and referred to the committee on state affairs.

Mr. S. W. Turner, previous notice having been given, and leave being granted, introduced

House bill No. 438, entitled

A bill to authorize the enlistment, organization, equipping, and mustering into the State service a military company at the city of Mason, in the county of Ingham, and State of Michigan, to be attached to the second regiment of State troops.

The bill was read a first and second time by its title, and referred to the committee on military affairs.

Mr. Hayes, unanimous consent being given, introduced

House bill No. 439, entitled

A bill making appropriations for the erection of new hall for students at the State Agricultural College.

The bill was read a first and second time by its title, and referred to the committee on Agricultural College.

Mr. Yeomans, unanimous consent being given, introduced

House bill No. 440, entitled

A bill to amend an act entitled "an act to provide for the erection and maintenance of shutes for the passage of fish through the dams across the streams of this State," approved March 21st, 1865, as amended by act No. 66 of the session laws of 1867, approved March 20th, 1867, and as amended by act No. 195 of the session laws of 1875, approved May 1st, 1875.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Yeomans, unanimous consent being given, introduced

House bill No. 441, entitled

A bill to amend section two of chapter 63, being section 2090 of the compiled laws of 1871, relative to the protection of fish and the preservation of fisheries.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Wood, unanimous consent being given, introduced

House bill No. 442, entitled

A bill to amend section 21 of chapter 176 of the compiled laws of 1871, being compiler's section 5057, relative to the general powers, duties, and jurisdiction of the circuit court in chancery.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Wood, unanimous consent being given, introduced

House bill No 443, entitled

A bill to authorize the board of inspectors of the Michigan State prison at Jackson to convey certain land in the city of Jackson for the purpose of extending certain streets across State land, and to provide a burial place for deceased prisoners outside the limits of said city of Jackson.

The bill was read a first and second time by its title, and referred to the committee on State prison.

Mr. Wood, unanimous consent being given, introduced

House bill No. 444, entitled

A bill to provide for persons arrested, an early opportunity to give bail.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Ludlow, previous notice having been given, and leave being granted, introduced

House bill No. 445, entitled

A bill to change the corporate name of the First Baptist church and society of Sandstone, in the county of Jackson, and State of Michigan, to the First Baptist church and society of Parma, in the county of Jackson and State of Michigan.

The bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

Mr. Hankerd, unanimous consent being given, introduced

House bill No. 446, entitled

A bill to amend an act entitled an act for the reorganization of the military forces of the State of Michigan by repealing section 2 of chapter 18 of the compiled laws, of 1871, being compiler's section 829.

The bill was read a first and second time by its title, and referred to the committee on military affairs.

Mr. Baldwin, previous notice having been given, and leave being granted, introduced

House bill No. 447, entitled

A bill to amend an act entitled "An act to authorize the board of public works, of the city of Grand Rapids, and the Commissioner of highways of townships adjacent to the city of Grand Rapids, to unite in the improvement of highways lying between said city and townships," approved April 9, 1875.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Baldwin, previous notice having been given, and leave being granted, introduced

House bill No. 448, entitled

A bill to revise and amend an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22, 1873, and amended as approved April 29, 1875.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Baldwin, previous notice having been given, and leave being granted, introduced

House bill No. 449, entitled

A bill to revise the charter of the city of Grand Rapids, being amendatory of an act entitled "An act to incorporate the city of Grand Rapids," approved April 2, 1850, as amended by the several acts amendatory thereof.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Prindle, unanimous consent being given, introduced

House bill No. 450, entitled

A bill to authorize the town board of the township of Byron, in the county of Kent, to lease the upper story of the town hall of said township to Halcyon Lodge No. 244 of the Independent Order of Odd Fellows.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.



Mr. Robbins, unanimous consent being given, introduced  
House bill No. 451, entitled

A bill to provide for the incorporation of reform club temperance societies within this State.

The bill was read a first and second time by its title, and referred to the committee on liquor traffic.

Mr. Robbins, unanimous consent being given, introduced  
House bill No. 452, entitled

A bill to amend an act entitled "An act for the collection of damages sustained by defective bridges on the public highways," approved March 15, 1861, by adding two new sections thereto, to stand as sections three and four.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Curtis, previous notice having been given, and leave being granted, introduced

House bill No. 453, entitled

A bill to amend the charter of the city of Ishpeming.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Stafford, previous notice having been given, and leave being granted, introduced

House bill No. 454, entitled

A bill to amend an act entitled "An act to amend an act to authorize and empower the Board of Control of State Swamp Lands to aid in the construction of a railroad from the Straits of Mackinaw to Marquette Harbor on Lake Superior," approved March 24, 1874.

The bill was read a first and second time by its title, and referred to the committees on railroads and public lands, jointly.

Mr. Stafford, previous notice having been given, and leave being granted, introduced

House bill No. 455, entitled

A bill to authorize the formation of immigration companies.

The bill was read a first and second time by its title, and referred to the committee on immigration.

Mr. Stafford, previous notice having been given, and leave being granted, introduced

House bill No. 456, entitled

A bill to regulate the control of railroad companies organized within this State.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Phelps, previous notice having been given, and leave being granted, introduced

House bill No. 457, entitled

A bill to amend the charter of the city of Big Rapids, Michigan.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Phelps, previous notice having been given, and leave being granted, introduced

House bill No. 458, entitled

A bill to amend sections 1 and 2 of an act entitled an act to amend an act entitled "An act to provide for the erection and maintenance of shutes for the



passage of fish through the dams across the streams of the State," the same being compiler's sections 2089 and 2090 of the compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Phelps, previous notice having been given, and leave being granted, introduced

House bill No. 459, entitled

A bill providing for the re-survey and re-platting of Sanborn & Rust's addition to the village (now city) of Big Rapids.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Stone, unanimous consent being given, introduced

House bill No. 460, entitled

A bill to provide a system for keeping accounts in certain county offices.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House bill No. 461, entitled

A bill to limit the pay of supervisors while in attendance upon any special meeting of the board of supervisors.

The bill was read a first and second time by its title, and,

On request of Mr. Stone,

Was referred to the committee on State affairs.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House joint resolution No. 43, entitled

Joint resolution requiring the Auditor General of the State to credit to the counties of Midland and Mecosta all moneys charged by said Auditor General to said counties of Midland and Mecosta, on account of the detaching of the unorganized county of Clare.

The joint resolution was read a first and second time by its title, and,

On request of Mr. Stone,

Was referred to the committee on judiciary.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House bill No. 462, entitled

A bill to amend an act entitled "An act to incorporate the village of Midland City," approved April 3, 1869, and to add thereto six new sections.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House bill No. 463, entitled

A bill to authorize and empower the board of control of State Swamp lands to make an appropriation of State Swamp land to aid in the construction of a railroad from Harrisville in the county of Alcona, along the shore of Lake Huron, and to pass through East Tawas, Tawas City, and Alabaster, in the county of Iosco, and to terminate at Standish, in the county of Bay.

The bill was read a first and second time by its title, and referred to the committees on railroads and public lands, jointly.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House Joint resolution No. 44, entitled

Joint resolution requesting the Auditor General to credit to the county of Roscommon all moneys charged by said Auditor General to the said county of Roscommon, as rejected taxes for the year 1873.

The joint resolution was read a first and second time by its title, and

On request of Mr. Stone,

Was referred to the committee on judiciary.

Mr. Stevens, previous notice having been given, and leave being granted, introduced

House bill No. 464, entitled

A bill to amend sections 68 and 80 of the primary school laws, being compilers sections 3638 and 3649, compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Stevens, previous notice having been given and leave being granted, introduced

House bill No. 465, entitled

A bill to amend compiler's sections 3629, 3642, 3654, 3696, and 3726, of the compiled laws of 1871, being chapter 136, of primary schools.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Smith, unanimous consent being given, introduced

House bill No. 466, entitled

A bill to amend section 4407 of the compiled laws of 1871, relative to the inventory of the effects of deceased persons as amended by act 203, of the session laws of 1875.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Smith, previous notice having been given, and leave being granted, introduced

House bill No. 467, entitled

A bill to amend act No. 262 of session laws of 1873, entitled "An act to revise the charter of the village of Whitehall," approved April 22, 1873, and also to amend act 356 of the session laws of 1875, entitled "An act to amend section 1 and 2 of act 202 of the session laws of 1873," entitled "An act to revise the charter of the village of Whitehall," approved April 23, 1875.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Smith, previous notice having been given, and leave being granted, introduced

House bill No. 468, entitled

A bill to repeal an act entitled an act to incorporate the village of Whitehall, approved March 19, 1867; and also an act entitled an act to amend an act entitled an act to incorporate the village of Whitehall, approved March 19, 1867, approved March 26, 1869; and also an act entitled an act to revise the charter of the village of Whitehall, approved April 22, 1873; and also an act entitled an act to amend sections 1 and 2 of an act, 202 of session laws of 1873, entitled an act to revise the charter of the village of Whitehall, approved April 23, 1875.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Smith, previous notice having been given, and leave being granted, introduced

House bill No. 469, entitled

A bill relative to aiding convicts committed to the Michigan State prison in breaking, or escaping, or attempting to break or escape therefrom.

The bill was read a first and second time by its title, and referred to the committee on State prison.

Mr. Smith, previous notice having been given, and leave being granted, introduced

House bill 470, entitled

A bill relative to the escape and reclaiming of persons committed to the State prison.

The bill was read a first and second time by its title, and referred to the committee on State prison.

Mr. Smith, previous notice having been given, and leave being granted, introduced

House bill No. 471, entitled

A bill to alter and amend sections 23, 24, 32, 71, 72, and 74 of, and add a new section to, act No. 213, of the session laws of 1875, entitled "An act to revise and consolidate the laws relative to the State Prison, and the government and discipline thereof, and to repeal all acts inconsistent therewith," approved May 3, 1875.

The bill was read a first and second time by its title, and referred to the committee on State prison.

Mr. Smith, previous notice having been given, and leave being granted, introduced

House bill No. 472, entitled

A bill relative to insane convicts in the State prison.

The bill was read a first and second time by its title, and referred to the committee on State prison.

Mr. Sharts moved that the House take a recess of ten minutes;

Which motion did not prevail.

Mr. Norton, previous notice having been given, and leave being granted, introduced

House bill No. 473, entitled

A bill to regulate the size of a bushel of apples by weight.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Norton, unanimous consent being given, introduced

House bill No. 474, entitled

A bill to regulate the rafting of ice in Clinton river and Loon lake in Oakland county.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Elliott, unanimous consent being given, introduced

House bill No. 475, entitled

A bill providing for the electrotyping of certain books published by authority of the State.

The bill was read a first and second time by its title, and referred to the committee on printing.

Mr. Palmer, previous notice having been given, and leave being granted, introduced

House bill No. 476, entitled

A bill to amend act 142 of the session laws of 1875, relative to the sale of tickets by railroad companies at special rates and on special conditions.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Palmer, previous notice having been given, and leave being granted, introduced

House bill No. 477, entitled

A bill to amend section 27 of chapter 192 of the compiled laws of 1871, compiler's section 6101, relative to judgments and executions.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Davis, previous notice having been given, and leave being granted, introduced

House bill No. 478, entitled.

A bill to authorize the county of Ontonagon to raise by tax or borrow money to aid in the construction of a railroad from the village of Ontonagon to some point with through railroad connections with the eastern market.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Davis, previous notice having been given, and leave being granted, introduced

House bill No. 479, entitled

A bill to provide for the collecting, preparing, forwarding, exhibiting and supervising of the resources of the State of Michigan, at the Paris Exhibition of 1878.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Davis, previous notice having been given, and leave being granted, introduced

House bill No. 480, entitled

A bill to amend section one of an act entitled "An act to provide for laying out and establishing a State road in the township of Sherman, county of Keweenaw," approved April 17, 1871.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Davis, previous notice having been given, and leave being granted, introduced

House bill No. 481, entitled

A bill to organize the county of Michigamme.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Davis, previous notice having been given, and leave being granted, introduced

House bill No. 482, entitled

A bill to detach the organized townships of Ely, Michigamme and Republic from the county of Marquette, and attach the same to the county of Baraga.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Davis, previous notice having been given, and leave being granted, introduced

House bill No. 483, entitled

A bill to remove the school of mines of the University of Michigan to some point upon the Upper Peninsula, and making appropriations for the maintenance of the same.

The bill was read a first and second time by its title, and referred to the committee on mines and minerals.

Mr. Davis, previous notice having been given, and leave being granted, introduced

House bill No. 484, entitled

A bill to restrict the payment of contracts payable in swamp lands of the Upper Peninsula to the lands in the county in which the work done under the contract is performed.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Davis, previous notice having been given, and leave being granted, introduced

House joint resolution No. 45, entitled

Joint resolution to amend section 7, Article XV., of the constitution of Michigan, relative to corporations.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Van Raalte, previous notice having been given, and leave being granted, introduced

House joint resolution No. 46, entitled

Joint resolution asking Congress for an appropriation in money for the improvement of the harbor at Holland, in the county of Ottawa and State of Michigan.

The joint resolution was read a first and second time by its title, and referred to the committee on harbors.

Mr. Laubach, previous notice having been given, and leave being granted, introduced

House bill No. 485, entitled

A bill to amend the charter of the village of Spring Lake.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Little, previous notice having been given, and leave being granted, introduced

House bill No. 486, entitled

A bill to establish a branch State Normal School, and make an appropriation therefor.

The bill was read a first and second time by its title, and referred to the committee on Normal School.

Mr. Little, previous notice having been given, and leave being granted, introduced

House bill No. 487, entitled

A bill for the government of the Michigan State Agricultural Society.

The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. Sackrider, previous notice having been given, and leave being granted, introduced

House bill No. 488, entitled

A bill to amend section 11 of chapter 235 of the compiled laws of 1871, the same being compiler's section 7333 relative to imprisonment for debt.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Sackrider, previous notice having been given, and leave being granted, introduced

House bill No. 489, entitled

A bill to provide for the removal of a jam of floodwood in the Shiawassee river in the county of Saginaw, for the purpose of preventing the permanent overflow of valuable lands adjacent thereto and to appropriate ten sections of swamp land to defray the cost thereof.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Hoyt, unanimous consent being given, introduced

House bill No. 490, entitled

A bill to provide for the examination of the accounts of officers receiving and disbursing public moneys.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Hoyt, unanimous consent being given, introduced

House joint resolution No. 47, entitled

Joint resolution to amend section 12 of Article IV., of the constitution of the State of Michigan, relative to the appointment of clerk of the Supreme Court.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 491, entitled

A bill to ratify and confirm the action of the board of control of railroads of the State of Michigan, and of the Governor of the State of Michigan, in disposing and conveying certain lands for railroad purposes.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 492, entitled

A bill to amend sections 4 and 5 of an act entitled "An act to amend sections 1461, 1462, 1465, 1476, 1480, 1496 and 1500 of the compiled laws of 1871, being sections of the act entitled 'An act to regulate the manufacture and provide for the inspection of salt,' " approved April 16, 1875.

The bill was read a first and second time by its title, and referred to the committee on lumber and salt interests.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 493, entitled

A bill to repeal an act entitled "An act to authorize the sale of the Central railroad and to incorporate the Michigan Central railroad company," approved March 28, 1846, and all acts and parts of acts amendatory thereof, including an act approved April 3, 1848, and an act approved February 13, 1855, and an act approved February 10, 1859.

The bill was read a first and second time by its title, and referred to the committee on railroads.



Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 494, entitled

A bill to repeal an act entitled "An act to incorporate the Grand River Valley railroad company," approved May 4, 1846, and all acts and parts of acts amendatory thereof, including the act approved March 17, 1847.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 495, entitled

A bill to repeal an act entitled "An act to incorporate the Erie & Kalamazoo railroad company," approved April 22, 1853, and all acts and parts of acts amendatory thereof, including an act approved March 26, 1835; and also, sections 10, 11, 12, 13, and 14 of an act entitled "An act to provide for the re-assessment of taxes rejected by the Auditor General and for other purposes," approved March 22, 1845; and also, an act entitled "An act in regard to the Erie & Kalamazoo railroad company," approved May 18, 1846.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 496, entitled

A bill to repeal an act entitled "An act to authorize the sale of the Southern Railroad, and to incorporate the Michigan Southern Railroad Company," approved May 9, 1846, and all acts and parts of acts amendatory thereof, including an act approved April 1, 1850; and also an act entitled "An act to authorize the Michigan Southern Railroad Company to consolidate with the Northern Indiana Railroad Company," approved February 13, 1855.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 497, entitled

A bill to repeal an act entitled "An act to incorporate the Detroit and Pontiac Railroad Company," approved March 7th, 1834, and all acts and parts of acts amendatory thereof, including an act approved March 26th, 1835, and also an act entitled "An act to provide for the purchase of the Detroit and Pontiac Railroad and for other purposes," approved March 22d, 1837, and also an act entitled "An act to provide for the relief of the Detroit and Pontiac Railroad Company," approved March 5th, 1838, and also an act entitled "An act for the relief of the Detroit and Pontiac Railroad Company, approved April 20th, 1839, and also an act entitled "An act authorizing a connection between the Detroit and Pontiac and the Oakland and Ottawa Railroads, and for other purposes," approved March 20th, 1850, and also an act entitled "An act to provide for the taxation of certain railroad companies," approved February 12th, 1855, and also an act entitled "An act authorizing the consolidation of the Detroit and Pontiac and the Oakland and Ottawa Railroad Companies so as to form a continuous line from Detroit to Lake Michigan, under the name of the Detroit and Milwaukee Railway Company," approved February 13th, 1855, and also an act entitled "An act to authorize the Detroit and Milwaukee Railroad Company to purchase the property, rights and franchises of the Port Hu-



ron and Milwaukee Railway Company," approved January 29th, 1859, and also an act entitled "An act to legalize certain loans made by the Detroit and Milwaukee Railroad Company and to permit further loans," approved January 29th, 1859, and also an act entitled "An act to authorize the Detroit and Milwaukee Railroad Company to issue stock in place of the original stock of the Detroit and Milwaukee Railway Company," approved March 4th, 1861.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 498, entitled

A bill to amend section 3 of an act entitled "An act to authorize the Michigan Southern Railroad Company to consolidate with the Northern Indiana Railroad Company," approved February 13, 1855;

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 499, entitled

A bill to repeal an act entitled "An act to authorize the consolidation of the Detroit & Pontiac and the Oakland and Ottawa Railroad Companies so as to form a continuous line from Detroit to Lake Michigan, under the name of the Detroit & Milwaukee Railway Company," approved February 13th, 1855, and all acts and parts of acts amendatory thereof, including an act entitled "An act to authorize the Detroit & Milwaukee Railroad Company to purchase the property, rights and franchises of the Port Huron and Milwaukee Railway Company," approved January 29th, 1859; and also an act entitled "An act to legalize certain loans made by the Detroit & Milwaukee Railway Company, and to permit further loans," approved January 29th, 1859; and also an act entitled "An act to authorize the Detroit & Milwaukee Railroad Company to issue stock in place of the original stock of the Detroit & Milwaukee Railway Company," approved March 4th, 1861;

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 500, entitled

A bill to repeal an act entitled "An act to incorporate the Oakland & Ottawa Railroad Company," approved April 3d, 1848, and all acts and parts of acts amendatory thereof, including an act entitled "An act authorizing a connection between the Detroit & Pontiac and the Oakland & Ottawa Railroads, and for other purposes," approved March 20th, 1850; and also an act entitled "An act to provide for the taxation of certain railroad companies," approved February 12th, 1855; and also an act entitled "An act authorizing the consolidation of the Detroit & Pontiac and the Oakland & Ottawa Railroad Companies, so as to form a continuous line from Detroit to Lake Michigan, under the name of the Detroit & Milwaukee Railway Company," approved February 13th, 1855; and also an act entitled "An act to authorize the Detroit & Milwaukee Railroad Company to purchase the property, rights, and franchises of the Port Huron & Milwaukee Railway Company," approved January 29th, 1859; and also an act entitled "An act to legalize certain loans made by the Detroit & Milwaukee

Railway Company, and to permit further loans," approved January 29th, 1859; and also an act entitled "An act to authorize the Detroit & Milwaukee Railroad Company to issue stock in place of the original stock of the Detroit & Milwaukee Railway Company," approved March 4th, 1861;

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Thomson, previous notice having been given, and leave being granted, introduced

House bill No. 501, entitled

A bill to detach certain territory from the present township of Otsego Lake, in the county of Otsego, and to organize the same into a separate township to be known as the township of Innis.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Thomson, previous notice having been given, and leave being granted, introduced

House bill No. 502, entitled

A bill to incorporate the village of Port Sanilac, Sanilac county.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Harrington, previous notice having been given, and leave being granted, introduced

House bill No. 503, entitled

A bill to revise the charter of the city of Port Huron.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Sharts, unanimous consent being given, introduced

House bill No. 504, entitled

A bill to amend section 3 of an act to authorize the city of Owosso to raise money to construct a city hall and city prison, for the city of Owosso, approved March 18, 1871.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Sharts, unanimous consent being given, introduced

House bill No. 505, entitled

A bill to change the name of John Guteskunt to John Gute.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Sharts, unanimous consent being given, introduced

House joint resolution No. 48, entitled

Joint resolution to give immediate effect to a bill heretofore passed for purchase of books for State library.

The joint resolution was read a first and second time by its title, and referred to the committee on State library.

Mr. Allman, previous notice having been given, and leave being granted, introduced

House bill No. 506, entitled

A bill to amend sections 1, 2, 3, 4, and 5 of an act entitled "An act to provide for the collection of tolls, and for the care, charge, and operating of the St. Mary's Falls Ship Canal," being sections 4044, 4045, 4046, 4047, and 4048 of the compiled laws of 1871.

The bill was read a first and second time by its title, and,

On request of Mr. Allman,

Was referred to the committee on ways and means.

Mr. Allman, previous notice having been given, and leave being granted, introduced

House bill No. 507, entitled

A bill to provide for the publication and distribution of the laws and documents of this State, and to repeal compiler's sections 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 368, 369, 370, 371, 372, and 373 of the compiled laws of 1871, and the act entitled "An act to provide for the publication and distribution of the laws and documents of this State," approved April 25, 1873.

The bill was read a first and second time by its title, and

On request of Mr. Allman,

Was referred to the committee on ways and means.

Mr. Ferguson, previous notice having been given, and leave being granted, introduced

House joint resolution No. 49, entitled

Joint resolution for the relief of William S. Charles of Van Buren county.

The joint resolution was read a first and second time by its title and referred to the committee on State affairs.

Mr. Hill, previous notice having been given, and leave being granted, introduced

House bill No. 508, entitled

A bill to incorporate the village of Hartford, in the county of Van Buren.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Norris, previous notice having been given, and leave being granted, introduced

House bill No. 509, entitled

A bill to repeal act No. 204 of the session laws of 1873, approved February 28, 1873, entitled "An act to amend an act to amend an act to incorporate the village of Manchester," by adding two new sections thereto, to stand as sections 28 and 29 of said act.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. A. J. Sawyer, unanimous consent being given, introduced

House bill No. 510, entitled

A bill to revise and amend the charter of the village of Chelsea, being amendatory of an act entitled an act to revise the charter of the village of Chelsea, approved March 30, 1869, as amended by the several acts amendatory thereto.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 511, entitled

A bill making appropriation for the purchase of the Steere collection for the museum of the State University.

The bill was read a first and second time by its title, and referred to the committee on University.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 512, entitled

A bill to amend section 1 of act No. 228 of the session laws of 1875, approved May 3, 1875, relating to the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed, or fermented liquors.

The bill was read a first and second time by its title, and referred to the committee on liquor traffic.

Mr. A. J. Sawyer, previous notice having been given, and leave being granted, introduced

House bill No. 513, entitled

A bill to authorize the enlistment, organization, equipping and mustering into the State service a military company at the village of Dexter, in the county of Washtenaw and State of Michigan, to be attached to the First Regiment of State troops.

The bill was read a first and second time by its title, and referred to the committee on military affairs.

Mr. Allen, previous notice having been given, and leave being granted, introduced

House bill No. 514, entitled

A bill to authorize the Superintendents of Public Instruction to publish portions of the proceedings of the State Teachers' Association.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Allen, previous notice having been given, and leave being granted, introduced

House bill No. 515, entitled

A bill to detach certain lands from the townships of Pittsfield and York, and attach the same to the township of Saline, in the county of Washtenaw.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Martin, unanimous consent being given, introduced

House Bill No. 516, entitled

A bill to fix the per diem of representatives from the Upper Peninsula.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Hawley, previous notice having been given, and leave being granted, introduced

House bill No. 517, entitled

A bill to encourage and assist benevolent parties to establish and maintain reform schools for women and girls in the State of Michigan.

The bill was read a first and second time by its title, and

On request of Mr. Hawley,

Was reported to the committee on State affairs.

Mr. Hawley, unanimous consent being given, introduced

House bill No. 518, entitled

A bill to appropriate the sum of three hundred dollars for the use of the county agent for Wayne county for the care of juvenile offenders.

The bill was read a first and second time by its title, and

On request of Mr. Hawley,

Was referred to the committee on ways and means.

Mr. Conely, unanimous consent being given, introduced

House bill No. 519, entitled

A bill to amend section 7444 of the compiled laws of 1871, being section 12 of chapter 239, relative to the fees of coroners, by adding a proviso thereto.

The bill was read a first and second time by its title, and

On request of Mr. Conely,

Was referred to the committee on ways and means.

Mr. Conely, unanimous consent being given, introduced

House bill No. 520, entitled

A bill to amend section 7 of chapter 156 of the compiled laws of 1871, being compiler's section 4383, relative to special administrators.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 521, entitled

A bill to provide for the improvement of highways in the townships of Hamtramck, Greenville, and Springwells, in the county of Wayne.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 522, entitled

A bill relative to the acknowledgment of deeds and other instruments affecting real property, by married women.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 523, entitled

A bill to regulate the rates of transportation to be charged by street railway and tram railway companies.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 524, entitled

A bill to amend section 31, of chapter 21, of the compiled laws of 1871, being compiler's section 997, relative to the assessment of property, and for the collection and return of taxes thereon.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 525, entitled

A bill to further amend section 93 of chapter 21 of the compiled laws of 1871, being compiler's section 1059, relative to the assessment of property and for the collection and return of taxes thereon.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 526, entitled

A bill to amend section 259 of chapter 178 of the compiled laws of 1871, being compiler's section 5507, relative to empowering other persons than officers to serve process;

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 527, entitled

A bill relative to the proof of copartnerships in certain cases.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 528, entitled

A bill relative to the publication of legal notices.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 529, entitled

A bill to amend section 2 of chapter 202 of the compiled laws of 1871, being compiler's section 6440, relative to garnishees.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 530, entitled

A bill to facilitate the publication of the public and local acts of the Legislature.

The bill was read a first and second time by its title, and referred to the committee on printing.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 531, entitled

A bill to amend an act entitled "An act to regulate the size of dry or packing barrels for fruit, roots, and vegetables," approved March 8, 1869, being compiler's section 1549 of the compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 532, entitled

A bill to amend section 13 of chapter 47 of the compiled laws of 1871, being compiler's section 1757, relative to draining swamps, marshes, and other low lands.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 533, entitled

A bill relative to the platting of lands and fixing the boundaries thereof;



The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House bill No. 534, entitled

A bill to aid and promote the early construction of a tunnel under the Detroit river from some point in the county of Wayne, at or near the city of Detroit, to some convenient point on the opposite side of said river, in the Province of Ontario, and Dominion of Canada.

The bill was read a first and second time by its title, and,

On request of Mr. Conely,

Was laid on the table.

Mr. Conely, previous notice having been given, and leave being granted, introduced

House joint resolution No. 50, entitled

A joint resolution asking the Congress of the United States for aid in the construction of a tunnel under the Detroit river from some point in the county of Wayne, at or near the city of Detroit, to some convenient point on the opposite side of said river, in the dominion of Canada.

The joint resolution was read a first and second time by its title, and

On request of Mr. Conely,

Was laid on the table.

On motion of Mr. Van Raalte,

The House took a recess until 2 P. M.

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#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Rolled called: quorum present.

The House resumed the order of

#### INTRODUCTION OF BILLS.

Mr. F. A. Baker, unanimous consent being given, introduced

House bill No. 535, entitled

A bill to establish a State industrial school for girls.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. F. A. Baker, unanimous consent being given, introduced

House bill No. 536, entitled

A bill relative to actions against railroad companies for negligence.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. F. A. Baker, unanimous consent being given, introduced

House bill No. 537, entitled

A bill to amend sections 1 and 2 of an act entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases, approved April 19, 1839, being sections 1 and 2, chapter 32, and compiler's sec-



tions 1344 and 1345, compiled laws of 1871, as amended by act 108, session laws of 1873.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. F. A. Baker, unanimous consent being given, introduced  
House bill No. 538, entitled

A bill to amend an act relative to free schools in the city of Detroit, approved February 24, 1869.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 539, entitled

A bill to amend an act entitled "An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water," approved February 14, 1853.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 540, entitled

A bill to amend an act entitled "An act to amend sections 70 and 93, of an act entitled an act to provide a uniform assessment of property, and for the collection and return of taxes thereon," approved February 25th, 1875.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. F. A. Baker, previous notice having been given, and leave being granted, introduced

House bill No. 541, entitled

A bill to amend section 1 of an act to authorize and empower judges of probate to license executors, administrators, and guardians to mortgage or otherwise pledge estate for the settlement of debts against the same, approved March 16, 1861, the same being sections 4625, 4626, 4627, of the compiled laws of 1871, and to add a new section thereto.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Morrison, unanimous consent being given, introduced

House bill 542, entitled

A bill to prevent cattle, horses, sheep, swine, or other animals from running at large during the night time in certain villages not incorporated, but of which maps or town plats shall have been made and recorded in the office of the register of deeds of the county in which such village or town is situated, and to prevent swine and horses from running at large in such villages at any time.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Morrison, unanimous consent being given, introduced

House bill No. 543, entitled

A bill to prevent cattle, sheep, and other animals, except swine and horses, from running at large in the night time, in all that part of the incorporated village of Flat Rock, in the county of Wayne, which is included within the territory covered by the maps or plat of said village, as recorded in the office

of the register of deeds of said county of Wayne, and to prevent swine and horses from running at large at any and all times within the limits aforesaid.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Morrison, previous notice having been given, and leave being granted, introduced

House bill No. 544, entitled

A bill to detach certain territory from Wayne county and to organize a new county therefrom, and for other purposes connected therewith.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Morrison, previous notice having been given, and leave being granted, introduced

House bill No. 545, entitled

A bill to provide for the division of the township of Nankin, Wayne county, into two election districts for general election purposes.

The bill was read a first and second time by its title, and referred to the committee on elections.

Mr. Abbott, previous notice having been given, and leave being granted, introduced

House bill No. 546, entitled

A bill for the appointment of a county board of school examiners, and other duties.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Wood, previous notice having been given, and leave being granted, introduced

House bill No. 547, entitled

A bill to amend an act entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Hamilton, unanimous consent being given, introduced

House bill No. 548, entitled

A bill to revise and amend sections 1 to 54 inclusive, of chapter 245, of the compiled laws of 1871, relative to offenses against property, being compiler's sections 7552 to 7605, inclusive.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hamilton, unanimous consent being given, introduced

House bill No. 549, entitled

A bill to revise and amend sections 1 to 35 inclusive, of chapter 244, of the compiled laws of 1871, relative to offenses against the lives and persons of individuals, being compiler's sections 7510 to 7544 inclusive.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Hamilton, previous notice having been given, and leave being granted, introduced

House bill No. 550, entitled

A bill to establish a State reform school for girls.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Dowling, unanimous consent being given, introduced

House bill No. 551, entitled

A bill to provide for the payment of certain ditch or drainage orders.

The bill was read a first and second time by its title, and referred to the committee on drainage.

Mr. Dowling, unanimous consent being given, introduced

House bill No. 552, entitled

A bill declaring the effect of a tender of a debt or a sum of money due upon mortgage of real estate, and create a remedy therefor.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Dowling, previous notice having been given, and leave being granted, introduced

House bill No. 553, entitled

A bill to consolidate Wenona, Banks, and Salzburgh, to be known as the city of West Bay City, when incorporated.

The bill was read a first and second time by its title, and,

On request of Mr. Dowling,

Was referred to the committee on State affairs.

Mr. McArthur, unanimous consent being given, introduced

House bill No. 554, entitled

A bill to detach the island of Bois Blanc from the county of Mackinac, and to attach the same to the county of Cheboygan.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 555, entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, and 49, of chapter 202 of the compiled laws of 1871, being compiler's sections 6464 to 6512 inclusive, relative to proceedings in garnishment in the circuit courts and district courts of the Upper Peninsula.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 556, entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and 27 of chapter 202 of the compiled laws of 1871, being compiler's sections 6439 to 6464 inclusive, relative to proceedings in garnishment in justice court.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Kelley, unanimous consent being given, introduced

House joint resolution No. 51, entitled

Joint resolution asking Congress for an appropriation to construct a lighthouse at the mouth of Thunder Bay river, in the county of Alpena.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

Mr. Farr, unanimous consent being given, introduced

House bill No. 557, entitled

A bill relative to jurisdiction of justices of the peace.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Farr, unanimous consent being given, introduced

House bill No. 558, entitled

A bill to amend section 5 of chapter 234, being compiler's section 7270 of the compiled laws of 1871, relative to the duties and obligations of assignees of insolvent debtors.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Farr, previous notice having been given, and leave being granted, introduced

House bill No. 559, entitled

A bill to instruct the board of control of state swamp lands to make appropriations of swamp lands, to open and make passable that part of the Tawas and Manistee state road, which runs through the counties of Manistee and Wexford.

The bill was read a first and second time by its title, and referred to the committees on public lands and roads and bridges, jointly.

Mr. Farr, previous notice having been given, and leave being granted, introduced

House bill No. 560, entitled

A bill to amend section one of chapter 45, being compiler's section 1683 of the compiled laws of 1871, relative to foreign insurance companies.

The bill was read a first and second time by its title, and,

On request of Mr. Farr,

Was referred to the committees on insurance and judiciary jointly.

Mr. Welker, unanimous consent being given, introduced

House bill No. 561, entitled

A bill granting certain police powers to persons having in their care State property.

The bill was read a first and second time by its title, and,

On request of Mr. Welker,

Was referred to the committee on State affairs.

Mr. Stevens, unanimous consent being given, introduced

House bill No. 562, entitled

A bill to re-establish and open, in the town of Fairplains, in Montcalm county, a State road which was established by act 129, approved March 18, 1863.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Martin, unanimous consent being given, introduced

House bill No. 563, entitled

A bill to amend act 62 of the session laws of 1869, so as the amount due for excavating the Rosenworth ditch in the township of Romulus, Wayne county, may be collected and paid.

The bill was read a first and second time by its title, and on request of Mr. Martin, was referred to the committee on judiciary.

Mr. Brown, previous notice having been given, and leave being granted, introduced

House bill No. 564, entitled

A bill to amend section 12 of Article II., of act 198, session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations running or operating any railroad in this State," approved May 1, 1873, as amended by act No. 98, session laws of 1875, approved April 2, 1875.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Nixon, unanimous consent being given, introduced

House bill No. 565, entitled

A bill to amend section 3 of chapter 205 of the compiled laws of 1871 entitled "Proceedings by and against corporations in courts of law," being compiler's section 6544.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. S. Johnson, previous notice having been given, and leave being granted, introduced

House bill No. 566, entitled

A bill to amend section 57 of chapter 136 of the compiled laws of 1871, being compiler's section 3627 of the primary school law.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. Davis, unanimous consent being given, introduced

House joint resolution No. 52, entitled

Joint resolution extending the time for the completion of the Marquette, Houghton & Ontonagon railroad.

The joint resolution was read a first and second time by its title, and referred to the committee on railroads.

Mr. Stone, previous notice having been given, and leave being granted, introduced

House bill No. 567, entitled

A bill to authorize the board of supervisors in certain counties to reduce the number of superintendents of the poor.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Ireland, previous notice having been given, and leave being granted, introduced

House bill No. 568, entitled

A bill to create a board of examiners, define their powers and duties relative to the examination and settlement with persons having the care and custody of the public moneys.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

Mr. Little, unanimous consent being given, introduced

House bill No. 569, entitled

A bill to authorize the board of supervisors of the several counties in this State to provide for the preservation and maintenance of the section corners and quarter stakes of the original survey in their respective counties.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Hoyt, previous notice having been given, and leave being granted, introduced

House bill No. 570, entitled

A bill to amend sections 6238, 6239, and 6241 of the compiled laws of 1871, being sections 36, 37, and 39 of chapter 195, relative to actions of ejectment.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Sackrider, unanimous consent being given, introduced

House bill No. 571, entitled

A bill to incorporate the village of Oakley in the county of Saginaw, and to detach certain territory from the township of Chesaning and attach the same to the township of Brady in said county.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Gibbs, unanimous consent being given, introduced

House bill No. 572, entitled

A bill to require insurance companies doing business in this State to pay to the person insured the amount for which his policy is drawn in certain cases.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. J. M. Turner, previous notice having been given, and leave being granted, introduced

House bill No. 573, entitled

A bill to provide for the appointment of registers of statistics, to define their duties, and to fix their compensation.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. J. M. Turner, previous notice having been given, and leave being granted, introduced

House bill No. 574, entitled

A bill to amend section one of title 15 of an act entitled "An act to revise the charter of the city of Lansing," approved March 25th, 1875, being act No. 282 of the session laws of 1875.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. J. M. Turner, unanimous consent being given, introduced

House joint resolution No. 53, entitled

Joint resolution authorizing and directing the Board of State Auditors to allow to the city of Lansing a part of the expense of a sewer on Ottawa street.

The joint resolution was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. J. M. Turner, unanimous consent being given, introduced

House joint resolution No. 54, entitled

Joint resolution to confirm the title of the city of Lansing, Mich., to the east half of lot 2, block 245.

The joint resolution was read a first and second time by its title, and referred to the committee on public lands.

Mr. Harrington, unanimous consent being given, introduced

House bill No. 575, entitled

A bill to amend sections 1, 3, and 5, of chapter 188, being compiler's sections 5890 and 5894, of the compiled laws of 1871, relative to depositions taken within this State.



The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Baldwin, previous notice having been given, and leave being granted, introduced

House bill No. 576, entitled

A bill to amend section 1, of Article V., of an act entitled an act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations running or operating any railroad in this State, approved May 1, 1873.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Conely, unanimous consent being given, introduced

House bill No. 577, entitled

A bill to provide for the construction of boulevards in townships of Greenfield, Springwells, and Hamtramck, and on the line between those townships and the city of Detroit, and in the city of Detroit.

The bill was read a first and second time by its title, and

On request of Mr. Conely,

Was laid on the table.

Mr. Abbott, unanimous consent being given, introduced

House bill No. 578, entitled

A bill to amend section 8 and repeal sections 104, 105, 106, 107, 108, 109, 111, of act No. 42 session laws of 1875, relative to township officers.

The bill was read a first and second time by its title, and referred to the committee on education.

Mr. A. J. Sawyer, unanimous consent being given, introduced

House bill No. 579, entitled

A bill to regulate the manner of conducting the financial interests of the State University, and to provide for the keeping of proper books of accounts in each and every department thereof.

The bill was read a first and second time by its title, and,

On request of Mr. A. J. Sawyer,

Was laid on the table.

Mr. Brown, unanimous consent being given, introduced

House bill No. 580, entitled

A bill to amend section 3 of chapter 59 of compiled laws of 1871, being compiler's section 2029, entitled "An act to prevent animals from running at large in the public highways."

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Brown, unanimous consent being given, introduced

House bill No. 581, entitled

A bill to legalize certain forms to be used in justices' courts.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Parsons, unanimous consent being given, introduced

House bill No. 582, entitled

A bill to authorize the school board of school district No. 1, in the village of Kalamazoo, to elect a secretary and treasurer from persons who are not members of said school board.

The bill was read a first and second time by its title, and referred to the committee on education.



Mr. Parsons, unanimous consent being given, introduced  
House bill No. 583, entitled

A bill to regulate the manufacture and sale of mixed or adulterated paints and oils.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Conely, unanimous consent being given, introduced  
House bill No. 584, entitled

A bill to provide for replacing conveyances made on judicial sales and which have been lost or destroyed.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Kelley, previous notice having been given, and leave being granted, introduced

House bill No. 585, entitled

A bill to authorize the formation of union school district No. 1 of the township of Ossineke.

The bill was read a first and second time by its title, and referred to the committee on education.

#### THIRD READING OF BILLS.

House bill No. 80 (G. O. No. 45), entitled

A bill to reincorporate the village of Wayne,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Martin,	Mr. Smith,
Allen,	Gould,	Miller,	Stafford,
Allman,	Hamilton,	Moore,	Steele,
Baldwin,	Hankerd,	Morrison,	Stephenson,
Brown,	Harrington,	Mosher,	Stevens,
Canfield,	Hawley,	Nixon,	Stinchcomb,
Chase,	Hill,	Norris,	Thomson,
Cheney,	Hoyt,	North,	Turck,
Clark,	Ireland,	Norton,	J. M. Turner,
Conely,	Jewell,	Parsons,	S. W. Turner,
Coon,	S. Johnson,	Palmer,	Twadell,
Crandell,	W. W. Johnson,	Phelps,	Walkinshaw,
Curtiss,	Jones,	Prindle,	Willett,
Davis,	Keeler,	Reed,	Winchell,
Dowling,	Kelley,	Robbins,	White,
Eaton,	Knight,	Rork,	Wood,
Edwards,	Lee,	Sackrider,	Woodworth,
Elliott,	Little,	A. J. Sawyer,	Yeomans,
Ferguson,	Ludlow,	Sharts,	Speaker,
Gibbs,	McGinnis,	Shetterly,	

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#### NAYS.

0

Title agreed to.

On motion of Mr. Morrison,

By a vote of two thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 2 (G. O. 43), entitled

A bill re-incorporating the village of Ithaca,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Hayes,	Mr. Mosher,	Stafford,
Baldwin,	Howland,	Nixon,	Stanchfield,
Billings,	Ireland,	Norris,	Steele,
Canfield,	Jewell,	North,	Stephenson,
Cheney,	S. Johnson,	Parsons,	Stinchcomb,
Clark,	W.W. Johnson,	Palmer,	Stone,
Conely,	Jones,	Phelps,	Thomson,
Coon,	Keeler,	Prindle,	Turck,
Crandell,	Knight,	Reed,	Twadell,
Davis,	Lee,	Robbins,	Van Raalte,
Eaton,	Ludlow,	Rork,	Walkinshaw,
Edwards,	McArthur,	Ross,	Welker,
Gould,	Markham,	A. J. Sawyer,	Willet,
Hall,	Martin,	J. C. Sawyer,	Winchell,
Hamilton,	Miller,	Sharts,	White,
Hankerd,	Moore,	Shetterly,	Yeomans,
Harrington,	Morrison,	Smith,	Speaker,
Hawley,			

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## NAYS.

0

Mr. Allman moved to reconsider the vote by which the House passed the bill ;  
Which motion did not prevail.

Title agreed to.

On motion of Mr. Turck,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 50 (G. O. No. 44), entitled

A bill to amend an act entitled "An act to incorporate the city of Niles," approved Feb. 12th, 1859, and the several acts amendatory thereof ;

Pending the reading thereof,

On motion of Mr. Edwards,

The bill was laid on the table.

House bill No. 96 (G. O. 49), entitled

A bill to amend section 1 of chapter 177, being compiler's section 5245 of the compiled laws of 1871, entitled "An act requiring judges of probate in certain cases to give notice to foreign consuls of an application for administration in the estate of deceased persons," approved March 18, 1865,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Hall,	Mr. Martin,	Mr. Smith,
Allen,	Hamilton,	Miller,	Stafford,
Allnan,	Hankerd,	Mills,	Stanchfield,
N. Baker,	Harrington,	Moore,	Steele,
Baldwin,	Hawley,	Mosher,	Stephenson,
Billings,	Hayes,	Nixon,	Stevens,

Mr. Brown,	Mr. Hill,	Mr. North,	Mr. Stinchcomb,	
Canfield,	Howland,	Parsons,	Stone,	
Chase,	Hoyt,	Palmer,	Thomson,	
Cheney,	Jewell,	Phelps,	Turck,	
Clark,	S. Johnson,	Prindle,	S. W. Turner,	
Conely,	W. W. Johnson,	Reed,	Twadell,	
Coon,	Jones,	Robbins,	Van Raalte,	
Davis,	Keeler,	Rork,	Walkinshaw,	
Eaton,	Kelley,	Ross,	Welker,	
Edwards,	Knight,	Sackrider,	Willetts, <sup>r</sup>	
Elliott,	Lee,	A. J. Sawyer,	Winchell,	
Ferguson,	Little,	J. C. Sawyer,	White,	
Fletcher,	Ludlow,	Sharts,	Yeomans,	
Gibbs,	McArthur,	Shetterly.	Speaker,	82
Gould,	McGinnis,			0
NAYS.				

Title agreed to.

On motion of Mr. McGinnis,

The House took a recess until 7 o'clock P. M.

#### ————— EVENING SESSION.

*7 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Van Raalte moved that

House bill No. 96 (G. O. 49), entitled

A bill to amend section 1 of chapter 177, being compiler's section 5245, of the compiled laws of 1871, entitled "An act requiring judges of probate in certain cases to give notice to foreign consuls of an application for administration in the estates of deceased persons," approved March 18, 1865,

Which was passed this P. M., be ordered to take immediate effect;

Which motion prevailed, two-thirds of all the members elect voting therefor.

#### PRESENTATION OF PETITIONS.

No. 414. By Mr. Hoyt: Petition of the brewers of Saginaw valley, praying for the equalization of the tax on malt and brewed liquors;

Referred to the committee on the liquor traffic.

No. 415. By Mr. Mosher: Petition of O. D. Finch, Wm. Clapp, Lee Conkling and 68 others of Jackson and Hillsdale counties, asking for a law to prevent hunting and fishing on enclosed lands;

Referred to the committee on State affairs.

No. 416. By Mr. Davis: Remonstrance of Jas. Brady, Henry Houghton and 42 others of Baraga county, against detaching certain territory from the county of Marquette and attaching the same to Baraga county;

Referred to the committee on towns and counties.

No. 417. By Mr. Davis: Remonstrance of E. L. Mason, Earl Edgerton and 39 other citizens of Baraga county, on the same subject;

Referred to the committee on towns and counties.

No. 418. By Mr. Fletcher: Remonstrance of Jas. H. Brown, W. J. Acker and 48 others, against any action to incorporate the village of Tekonsha, in the county of Calhoun;

Referred to the committee on municipal corporations.

No. 419. By Mr. Baldwin: Petition numerously signed relative to the liquor traffic;

Referred to the committee on the liquor traffic.

No. 420. By Mr. Dowling: Remonstrance of Joseph Trumble, D. H. Fitzhugh, Jr., trustee, and forty-one others, against the annexation of the village of Banks, Bay county, Mich., to the village of Wenona.

On demand of Mr. Dowling,

The remonstrance was read at length and spread at large on the journal, as follows:

*To the Honorable Senate and House of Representatives of the State of Michigan:*

We the undersigned taxpayers and residents of the village of Banks, Bay county, Michigan, understanding that measures are being taken to annex the territory comprised in this corporation to the village of Wenona, hereby earnestly remonstrate against any such annexation, believing that any such absorption of our property in that corporation most prejudicial to our interests, lying as it does, a long distance from the center and business portion of Wenona, with the intervening ground sparsely settled, most of it used for farming purposes and mill-yard, to tax which for city purposes would be most unjust and oppressive.

Referred to the committee on State affairs.

No. 421. By Mr. Dowling: Remonstrance of Robert Elliott, Wm. Davis, Aaron Wellmen, and 100 others, against the annexation of the village of Salzburg to the village of Wenona.

On demand of Mr. Dowling,

The remonstrance was read at length, and spread at large on the journal, as follows:

*To the Honorable Senate and House of Representatives of the State of Michigan:*

We, the undersigned, taxpayers and residents on portions of fractional sections twenty-nine (29) and thirty-two (32), town fourteen (14) north, range five (5) east, comprising the village of Salzburg, understanding that measures are being taken to annex such territory to the village of Wenona, hereby remonstrate against any such annexation, believing that such absorption of our property, in that corporation, is most prejudicial to our interests, lying as it does far from the center of the village of Wenona, sparsely settled, and unfit to be taxed as city property.

Referred to the committee on State affairs.

No. 422. By Mr. Hoyt: Petition of A. Egmer, Bruno Martin, and 60 others, for a liberal protection of the manufacture and sale of beer, ale, cider, etc.;

Referred to the committee on liquor traffic.

No. 423. By Mr. Hoyt: Petition of Carl Crossman, John Webber, and forty others, on same subject;

Referred to the committee on liquor traffic.

No. 424. By Mr. Harrington: Petition of Chas. Lamberg, and 62 others of St. Clair county, relative to protection of manufacturing and selling beer, ale, cider, and native wine;

Referred to the committee on liquor traffic.

No. 425. By Mr. Harrington: Petition of Elias Grieb, and 29 others of St. Clair county, on the same subject;

Referred to the committee on liquor traffic.

No. 426. By Mr. Steele: Petition for the organization of town 33 and the south half of town 34 N., R. 4 W., Charlevoix county;

Referred to the committee on towns and counties.

No. 427. By Mr. Steele: Petition for the organization of north half of town 34 north, and south part of town 35 north, of range 4 west, Emmet county.

Referred to the committee on towns and counties.

The House, by unanimous consent, resumed the order of

#### INTRODUCTION OF BILLS.

Mr. Hamilton, unanimous consent being given, introduced

House bill No. 586, entitled

A bill to provide for the appointment of a State accountant, and to define his powers and duties, and fix his compensation.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Walker, unanimous consent being given, introduced

House bill No. 587, entitled

A bill to amend section 2 of chapter 170, relative to divorce, being section 4734 of the compiled laws of 1871.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Welker, previous notice having been given, and leave being granted, introduced

House bill No. 588, entitled

A bill to reorganize the judicial districts of this State.

The bill was read a first and second time by its title, and

On request of Mr. Welker,

Was laid on the table.

Mr. Chase, unanimous consent being given, introduced

House bill No. 589, entitled

A bill to amend section 1 of act No. 374 of the session laws of 1873, approved April 18, 1873, entitled "An act appropriating certain non-resident highway taxes for the improvement of the Ovid and St. Charles State road."

The bill was read a first and second time by its title, and

On request of Mr. Chase,

Was laid on the table.

Mr. Baldwin, unanimous consent being given, introduced

House bill No. 590, entitled

A bill to legalize the tax-roll for grading, graveling, and paving the gutters, and otherwise improving South Division Street, in the city of Grand Rapids, from Fulton Street to the city line.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Baldwin, unanimous consent being given, introduced

House bill No. 591, entitled

A bill to authorize the common council of the city of Grand Rapids, to re-assess property benefited, for the construction of a sewer on South Division street, from Wenham avenue to Withey street, in the city of Grand Rapids.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Abbott, unanimous consent being given, introduced  
House bill No. 592, entitled

A bill to appropriate three sections of swamp land to aid in the construction and drainage of the Capac and Clyde State road extension.

The bill was read a first and second time by its title, and referred to the committees on public lands and roads and bridges, jointly.

Mr. Farr, unanimous consent being given, introduced  
House joint resolution No. 55, entitled

Joint resolution asking Congress to order a survey of Portage Lake, in Manistee county, with a view to constructing a harbor of refuge.

The joint resolution was read a first and second time by its title, and referred to the committee on harbors.

Mr. F. A. Baker, previous notice having been given and leave being granted, introduced

House bill No. 593, entitled

A bill to maintain political purity.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Welker, unanimous consent being given, introduced

House bill No. 594, entitled

A bill to provide for the appointment of a superintendent of State property, and to define his powers and duties and to fix his compensation.

The bill was read a first and second time by its title, and

On request of Mr. Welker,

Was laid on the table.

Mr. White, unanimous consent being given, introduced

House bill No. 595, entitled

A bill for the relief of the township treasurer of the township of Shelby, in the county of Oceana.

The bill was read a first and second time by its title, and

On request of Mr. White,

Was referred to the committee on towns and counties.

Mr. Crandell, unanimous consent being given, introduced

House bill No. 596, entitled

A bill to fix the salaries of the register of deeds and county clerk of Wayne county.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Robbins, by unanimous consent, offered the following:

*Resolved*, That the Commissioner of Insurance be requested to furnish this House with a statement showing the condition of the stock fire insurance companies now authorized to do business in this State, as to capital, assets, liabilities, and surplus; and also the amount of risks written, premiums received, and losses incurred in Michigan, during the year 1876;

Which was not adopted.

Mr. Robbins moved to reconsider the vote by which the House refused to adopt the resolution;

Which motion prevailed.

The question being on the adoption of the resolution,

The same was adopted.

Mr. F. A. Baker moved that the House take a recess until 9 o'clock;

Which motion did not prevail.

Mr. Mosher moved that the House do now adjourn ;

Which motion did not prevail.

Mr. McGinnis moved that the House take a recess until 9 o'clock.

Mr. Little demanded the yeas and nays.

The demand was seconded, and the motion to take a recess did not prevail, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Harrington,	Mr. Moore,	Mr. Sackrider,
F. A. Baker,	Hill,	Morrison,	J. C. Sawyer,
N. Baker,	W. W. Johnson,	Mosher,	Stafford,
Conely,	Knight,	Norris,	Steele,
Curtiss,	Lee,	North,	Stinchcomb,
Davis,	McArthur,	Prindle,	Thomson,
Edwards,	McGinnis,	Reed,	Twadell,
Farr,	Markham,	Robbins,	Walkinshaw,
Hamilton,	Martin,		34

#### NAYS.

Mr. Allen,	Mr. Ferguson,	Mr. Laubach,	Mr. Smith,
Baldwin,	Gies,	Little,	Stephenson,
Billings,	Gould,	Ludlow,	Stevens,
Brown,	Hall,	Miller,	S. W. Turner,
Chase,	Hankerd,	Norton,	Van Raalte,
Cheney,	Hayes,	Palmer,	Welker,
Clark,	Howland,	Parsons,	Willett,
Coon,	Ireland,	Rork,	Winchell,
Crandell,	Jewell,	Ross,	White,
Dowling,	S. Johnson,	A. J. Sawyer,	Woodworth,
Eaton,	Keeler,	Sharts,	Yeomans,
Elliott,	Kelley,	Shetterly,	Speaker, 48

Mr. A. J. Sawyer moved that there be a call of the House ;

Which motion did not prevail.

Mr. Little, unanimous consent being given, introduced House bill No. 597, entitled

A bill to amend section 2009 of the compiled laws of 1871, being section 1 of the revised statutes of 1846, relative to booming companies.

The bill was read a first and second time by its title, and

On request of Mr. Little,

Was referred to the committee on private corporations.

Mr. S. W. Turner, previous notice having been given, and leave being granted, introduced

House joint resolution No. 56, entitled

Joint resolution for extension of time for application for pensions, and for dating of pensions from muster out or discharge.

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

Mr. S. W. Turner, unanimous consent being given, introduced

House bill No. 598, entitled

A bill to provide for the furnishing of abstracts of title of lands by county registers of deeds.

The bill was read a first and second time by its title, and referred to the committee on State affairs.



Mr. F. A. Baker, unanimous consent being given, introduced

House bill No. 599, entitled

A bill to extend the time to collect the state and county taxes of the 5th ward of the city of Detroit.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Edwards, unanimous consent being given, introduced

House bill No. 600, entitled

A bill to amend section 14 of act No. 93 of session laws of 1875, approved April 22, 1875, relative to offenses against property.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Steele, unanimous consent being given, introduced

House bill No. 601, entitled

A bill to detach certain territory from the present township of Bear Creek and Little Traverse in the county of Emmet, and to organize the same into a separate township to be called Etna.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Steele, unanimous consent being given, introduced

House bill No. 602, entitled

A bill to detach certain territory from the present township of Evangeline, in the county of Charlevoix, and to organize the same into a separate township to be called Porter.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Sackrider, unanimous consent being given, introduced

House bill No. 603, entitled

A bill to incorporate the city of Wexford.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Parsons asked and obtained leave of absence for himself until the 23d.

Mr. W. W. Johnson asked and obtained leave of absence for Mr. Nixon indefinitely, on account of sickness.

Mr. Abbott asked and obtained leave of absence for Mr. Canfield until the 28th.

Mr. A. J. Sawyer moved that the House do now adjourn ;

Which motion did not prevail.

Mr. A. J. Sawyer moved that there be a call of the House ;

Which motion prevailed.

Mr. Welker moved that the bar of the House be closed during the call of the roll ;

Which motion prevailed.

#### PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave :

Messrs. Fletcher, Gies, Mills, Phelps, Smith, and J. M. Turner.

On motion of Mr. Conely

The Sergeant-at-Arms was dispatched after the absentees.

The Sergeant-at-Arms announced Mr. Gies at the bar of the House.

On motion of Mr. Welker,  
Mr. Gies was admitted within the bar, rendered an excuse, and took his seat.  
The Sergeant-at-Arms announced Mr. Mills at the bar of the House.  
On motion of Mr. Van Raalte,  
Mr. Mills was admitted within the bar, rendered an excuse, and took his seat.  
Mr. Wood moved that all further proceedings under the call be dispensed with ;

Which motion did not prevail.

Mr. A. J. Sawyer moved that all further proceedings under the call be dispensed with, except the arrest and bringing in of absentees ;

Which motion prevailed.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills :

1. A bill to legalize the tax-roll of the township of Grant in the county of Iosco for the year 1876.

2. A bill to extend the time for the collection of taxes in the city of St. Clair, county of St. Clair, for the year 1876.

A. W. FARR, *Chairman*.

Report accepted and laid on the table.

On motion of Mr. Norton,

The House adjourned.

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*Lansing, Thursday, February 22, 1877.*

The House met pursuant to adjournment, and was 'called to order by the Speaker.

Prayer by Rev. Mr. Hulbert.

Roll called : quorum present.

Absent without leave : Messrs. Hoyt, Markham, and Miller.

Mr. Elliot asked and obtained leave of absence for Mr. Markham until the 23d.

Mr. Little asked and obtained leave of absence for Mr. Hoyt until the 24th.

Mr. Gies asked and obtained leave of absence for Mr. Miller indefinitely on account of sickness.

Mr. Little, by unanimous consent, offered the following :

*Resolved*, That a committee of three be appointed to meet a like committee of the Senate to arrange for a joint meeting of the two Houses this evening for exercises suitable to a proper commemoration of this day ;

Which was adopted.

The Speaker appointed as such committee :

Messrs. Hamilton, Welker, and Conely : Mr. Little having requested to be excused from acting on such committee.

The Sergeant-at-Arms announced the Hon. Mr. Phelps at the bar of the House, under the call of last evening.

Mr. Wood raised the point of order that the call of last evening was irregular in form, by the fact that the bar was ordered closed before the list of absentees was noted.

The Speaker ruled that, as the rule relative to call of the House designates the exact time in the proceedings at which the bar shall be closed, it cannot be closed at any other time, under the operation of a call, except by suspension of the rule, which would require a two-thirds vote; and, as such vote was not had on said occasion, the point of order was well taken.

The Speaker then directed the Sergeant-at-Arms to withhold all action under the call.

#### PRESENTATION OF PETITIONS.

No. 428. By Mr. White: Remonstrance of W. H. Churchill, E. J. Shirts, Geo. W. Woodward and 546 other citizens of Oceana county, against the passage of any law prohibiting the netting of wild pigeons outside of their nestings;

Referred to the committee on State affairs.

No. 429. By Mr. Morris: Remonstrance of S. H. Perkins, J. D. Keif, Conrad Lehn and 75 other citizens of the village of Manchester, against the passage House bill to revise and amend the charter of the village of Manchester;

On request of Mr. Norris,

Referred to the committee on municipal corporations.

No. 430. By Mr. Hill: Remonstrance of Joseph C. Blake, M. F. Palmer, A. E. Reynolds and 47 other citizens of the village of Hartford, Van Buren county, against incorporating said village of Hartford, in said county;

Referred to the committee on municipal corporations.

No. 431. By Mr. Hill: Petition of R. V. Munger, R. Riggs, S. R. Munger and 88 other citizens of Van Buren county, in favor of placing all railroads of this State under the general railroad law and require the same to establish uniform rates according to distance of transportation;

Referred to the committee on railroads.

No. 432. By Mr. Hill: Petition of A. C. Gladden, John T. Clapp, J. J. Woodman, D. D. Noble and 102 other citizens of Van Buren county, in favor of placing all railroads of this State under the general railroad laws and require the same to establish uniform rates according to distance of transportation;

Referred to the committee on railroads.

No. 433. By Mr. Conely: Petition of N. G. Williams, Geo. W. Balch and over two hundred others relative to the tax on malt and fermented liquors;

Referred to the committee on liquor traffic.

No. 434. By Mr. Allen: Petition of Andrew Campbell and 45 others, asking that the Agricultural College be prepared, by proper buildings, for the reception of female pupils;

Referred to the committee on Agricultural College.

No. 435. By Mr. Gibbs: Remonstrance against granting a charter to the village of Manton, with 24 signatures;

Referred to the committee on municipal corporations.

No. 436. By Mr. Stanchfield: Petition of C. W. Fuller, Geo. W. Page, Nathan Lucas and 40 others, citizens of Lake county, asking for a law to prevent hunting deer with hounds;

Referred to the committee on State affairs.

No. 437. By Mr. Hawley: Petition for a liberal protection of the manufac-

turing and selling of beer, ale, cider and native wines as an encouragement of the same in contradistinction to distilled, spirituous and intoxicating liquors;

Referred to the committee on liquor traffic.

No. 438. By Mr. Harrington: Petition of J. B. Montrose and 95 others of St. Clair county, asking the passage of House bill No. 1, relative to the organization of mutual benefit corporations and other benevolent associations;

Referred to the committee on insurance.

No. 439. By Mr. Harrington: Petition of W. H. Ballentine and 19 others of St. Clair county, asking the passage of House bill No. 1 relative to the organization of mutual benefit corporations and other benevolent associations;

Referred to committee on insurance.

No. 440. By Mr. Harrington: Petition of D. C. Lewis and others, asking the passage of House bill No. 1 relative to the organization of mutual benefit corporations and other benevolent associations;

Referred to committee on insurance.

No. 441. By J. C. Sawyer: Petition of Jas. Parsons, P. M. Wheaton, Jabez Briggs, and many others, citizens of Lenawee county, praying that no law be enacted forbidding fishing with hook and line in certain waters in said county;

Referred to committee on fisheries.

No. 442. By J. C. Sawyer: Petition of John Welling and others, citizens of Lenawee county, upon the same subject;

Referred to committee on fisheries.

No. 443. By Mr. Abbott: Petition of E. E. Palmer, R. G. Brown, N. J. Krusen, W. Walker, N. B. Eldridge, and 47 others, for an appropriation of swamp land for the construction of a State road in the township of Imlay;

Referred to the committees on roads and bridges and public lands, jointly.

No. 444. By C. F. Moore: Petition of Fred Werner and 27 others, for a liberal protection of the manufacturing and selling of beer, ale, cider, and native wines, as an encouragement of the same in contradistinction to distilled, spirituous and intoxicating liquors;

Referred to the committee on liquor traffic.

No. 445. By C. F. Moore: Petition of P. A. Marshall and 24 others, for a liberal protection of the manufacturing and selling of beer, ale, cider, and native wines, as an encouragement of the same in contradistinction to distilled, spirituous and intoxicating liquors;

Referred to the committee on liquor traffic.

No. 446. By C. F. Moore: Petition of Joseph Swabin and 28 others, for a liberal protection of the manufacturing and selling of beer, ale, cider and native wines as an encouragement of the same in contradistinction to distilled, spirituous, and intoxicating liquors;

Referred to the committee on the liquor traffic.

No. 447. By Mr. Curtis: Petition of Alex. W. Myers, John W. Jachim, Geo. A. St. Clair and 26 others, relative to amending the charter of the city of Ishpeming.

No. 448. By Mr. Van Raalte: Petition of A. P. Stegenga, Henry D. Jones, N. E. Nunhuil and 60 others, for an appropriation of State Swamp Lands to build a free bridge across Pigeon River, in township of Olive, Ottawa county, Mich.

Referred to the committees on public lands and railroads, jointly.

No. 449. By Mr. Phelps: Memorial of the common council of Big Rapids, relative to the re-platting of Sanborn & Rust's addition.

On demand of Mr. Phelps,

The memorial was read at length and spread at large on the journal, as follows:

*Resolved by the Common Council of the City of Big Rapids, That we favor a change in the recorded plat of that part of the fourth ward in this city, known as Sanborn & Rust's addition, so as to make the streets and alleys agree with the streets as now laid out and as they now appear on a map made by J. S. Bird & Co., and as fenced and built upon.*

Adopted Feb. 16, 1877.

STATE OF MICHIGAN, )  
COUNTY OF MECOSTA, ) ss.  
*City of Big Rapids,*

We do hereby certify that the foregoing resolution was passed by the common council of said city at a special meeting of said council called for that purpose February 16, 1877.

S. P. PHELPS, *Mayor.*

W. W. CARPENTER, *Recorder.*

Referred to the committee on municipal corporations.

No. 450. By Mr. Gibbs: Memorial of the common council of the village of Clam Lake, against transferring the proceeds of the liquor tax to the poor fund of the county;

Referred to the committee on liquor traffic.

#### REPORTS OF STANDING COMMITTEES.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House joint resolution No. 10, entitled

Joint resolution for the relief of the superintendent of the St. Mary's Falls ship canal,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do not pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The joint resolution was laid on the table.

By the committee on State library:

The committee on State library, to whom was referred

House joint resolution No. 48, entitled

Joint resolution ordering act approved Feb. 10, 1877, providing for the purchase of books for the State library, to take immediate effect,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

D. W. SHARTS, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on supplies and expenditures:

The committee on supplies and expenditures,

Report the account on the following bills for badges furnished the Messenger boys under directions of the Sergeant-at-Arms of the House,

To Smith & Co., Detroit, 4 badges.....	\$8 25
C. J. Olin, Lansing, 5 badges.....	10 00

Total.....	\$18 25
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Have had the same under consideration, and have directed me to report the same back to the House, and recommend the allowance, and ask to be discharged from the further consideration of the subject.

JAMES LEE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Lee,

The report was adopted.

By the committee on liquor traffic:

The committee on liquor traffic, to whom was referred

House bill No. 451, entitled

A bill to provide for the incorporation of reform club temperance societies within this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on liquor traffic:

The committee on liquor traffic, to whom was referred

House bill No. 383, entitled

A bill relative to selling, furnishing or allowing intoxicating liquors to minors under the age of eighteen years.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State public school:

The committee on State public school, having incurred certain expenses for railroad fair and hotel bills in visiting the State Public School at Coldwater, have instructed me to report the following bills, and recommend that they be allowed:

Jas. C. Wood.....	\$16 80
J. B. Jewell.....	16 80
R. Reed.....	16 80
Chas. Mosher.....	16 80

\$67 20

CHAS. MOSHER *Chairman*.

Report accepted and committee discharged.



On motion of Mr. Mosher,  
The report was adopted.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following :

EXECUTIVE OFFICE,  
*Lansing, February 21, 1877.* }

*To the House of Representatives :*

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to legalize the tax roll of the township of Grant, in the county of Iosco, for the year 1876 ;

An act to extend the time for the collection of taxes in the city of St. Clair, in the county of St. Clair, for the year 1876.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,  
*Lansing, February 21, 1877.* }

*To the Speaker of the House :*

SIR,—I am instructed by the Senate to return to the House the following bills :

1. House bill No. 294, entitled

A bill to extend the time for the collection of taxes in the township of Chase, in the county of Lake, for the year 1876 ;

2. House bill No. 316, entitled

A bill to extend the time for the collection of taxes for the year 1876, in the city of Greenville, county of Montcalm ;

3. House bill No. 317, entitled

A bill to extend the time for the collection of taxes in the city of Wyandotte, in the county of Wayne, for the year 1876 ;

4. House bill No. 318, entitled

A bill to extend the time for the collection of taxes in the township of Hamtramck, in the county of Wayne, for the year 1876 ;

5. House bill No. 319, entitled

A bill to extend the time for the collection of taxes in the township of New Buffalo, Berrien county, for the year 1876 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The several bills were referred to the committee on engrossment and enrollment for enrollment.

THIRD READING OF BILLS.

Senate bill No. 29, entitled

A bill to amend section 254 of the compiled laws, being an act to establish the rate of fees to be charged by the Auditor General, for furnishing transcripts, lists, abstracts, and certificates,



Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## NAYS.

Mr. Abbott,	Mr. Gibbs,	Mr. Ludlow,	Mr. Shetterly,
Allman,	Gies,	McArthur,	Stafford,
F. A. Baker,	Gould,	McGinnis,	Steele,
N. Baker,	Hall,	Martin,	Stephens,
Baldwin,	Hamilton,	Mills,	Stinchcomb,
Billings,	Hankerd,	Moore,	Stone,
Brown,	Harrington,	Morrison,	Thomson,
Chase,	Hawley,	Mosher,	J. M. Turner,
Cheney,	Hill,	Norris,	S. W. Turner,
Clark,	Ireland,	North,	Twadell,
Conely,	Jewell,	Norton,	Van Raalte,
Coon,	S. Johnson,	Phelps,	Walkinshaw,
Crandell,	W. W. Johnson,	Prindle,	Welker,
Curtiss,	Jones,	Reed,	Willett,
Dowling,	Keeler,	Robbins,	White,
Eaton,	Kelley,	Rork,	Wood,
Edwards,	Knight,	Ross,	Woodworth,
Elliott,	Laubach,	Sackrider,	Yeomans,
Farr,	Lee,	J. C. Sawyer,	Speaker,
Ferguson,	Little,	Sharts,	

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## YEAS.

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Title agreed to.

Senate bill No. 20, entitled

A bill to amend section 7492 of the compiled laws of 1871, the same being section 1 of an act entitled "An act providing for the payment of the fees of certain officers for services rendered in criminal cases," approved April 2, 1849,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Hall,	Mr. McGinnis,	Mr. Stafford,
Allen,	Hamilton,	Martin,	Steele,
Allman,	Harrington,	Moore,	Stephenson,
F. A. Baker,	Hawley,	Morrison,	Stevens,
N. Baker,	Hill,	Mosher,	Stinchcomb,
Baldwin,	Howland,	Norris,	Stone,
Brown,	Ireland,	North,	Thomson,
Chase,	Jewell,	Norton,	J. M. Turner,
Cheney,	S. Johnson,	Palmer,	S. W. Turner,
Clark,	W. W. Johnson,	Phelps,	Twadell,
Coon,	Jones,	Prindle,	Van Raalte,
Crandell,	Keeler,	Reed,	Walkinshaw,
Curtiss,	Kelley,	Rork,	Welker,
Eaton,	Knight,	Ross,	Willett,
Elliott,	Laubach,	Sackrider,	Winchell,
Farr,	Lee,	Sharts,	White,
Fletcher,	Little,	Shetterly,	Woodworth,

Mr. Gies, Gould,	Mr. Ludlow, McArthur,	Mr. Smith,	Mr. Yeomans,	84
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NAYS.

Mr. Robbins,	Mr. J. C. Sawyer,	2
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Title agreed to.

Senate bill No. 5, entitled

A bill to provide for the making of abstracts of lands sold for taxes and unredeemed, by the Auditor General,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Abbott, Allman, F. A. Baker, N. Baker, Baldwin, Brown, Chase, Cheney, Clark, Coon, Crandell, Curtiss, Davis, Dowling, Eaton, Edwards, Elliott, Farr, Ferguson, Fletcher,	Mr. Gibbs, Gies, Gould, Hall, Harrington, Hawley, Hill, Howland, Ireland, Jewell, S. Johnson, W. W. Johnson, Jones, Keeler, Kelley, Knight, Laubach, Lee, Little,	Mr. Ludlow, McArthur, McGinnis, Martin, Mills, Moore, Morrison, Mosher, North, Norton, Palmer, Phelps, Prindle, Reed, Robbins, Rork, Ross, Sackrider, J. C. Sawyer,	Mr. Sharts, Shetterly, Smith, Stafford, Stanchfield, Steele, Stephenson, Stevens, Stinchcomb, Stone, Thomson, Twadell, Van Raalte, Walkinshaw, Willett, White, Woodworth, Yeomans, Speaker,	77
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NAYS.

Mr. Allen, Hankerd,	Mr. Norris, J. M. Turner,	Mr. S. W. Turner, Winchell,	Mr. Wood,	7
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Title agreed to.

House reprint of Senate bill No. 14 (G. O. 46), entitled

A bill to amend sections 18, 23, and 27, of an act entitled "An act to incorporate the village of Red Jacket, in Houghton county," approved March 19, 1875,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Abbott, Allen, Allman, N. Baker, Baldwin, Brown,	Mr. Gibbs, Gould, Hall, Hankerd, Harrington, Hawley,	Mr. Ludlow, McArthur, McGinnis, Martin, Mills, Moore,	Mr. Shetterly, Stafford, Stanchfield, Steele, Stephenson, Stinchcomb,
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Mr Chase,	Mr. Hill,	Mr. Morrison,	Mr. Stone,
Cheney,	Howland,	Mosher,	Thomson,
Clark,	Ireland,	Norton,	J. M. Turner,
Coon,	Jewell,	Palmer,	S. W. Turner,
Crandell,	S. Johnson,	Phelps,	Twadell,
Curtiss,	W.W.Johnson,	Prindle,	Van Raalte,
Davis,	Jones,	Reed,	Walkinshaw,
Dowling,	Keeler,	Robbins,	Willetts,
Eaton,	Kelley,	Rork,	Winchell,
Elliott,	Kight,	Ross,	White,
Farr,	Laubach,	Sackrider,	Woodworth,
Ferguson,	Lee,	J. C. Sawyer,	Yeomans,
Fletcher,	Little,	Sharts,	Speaker,

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## NAYS.

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The question being on agreeing to the title,  
 Mr. Gibbs moved to amend the title as follows: By striking out the number  
 "27," and inserting in lieu thereof the number "32;"  
 Which motion prevailed.  
 The title as amended was then agreed to.-  
 On motion of Mr Stafford,  
 By a vote of two-thirds of all the members elect, the bill was ordered to take  
 immediate effect.

## MOTIONS AND RESOLUTIONS.

Mr. Rork moved to discharge the committee of the whole from the further  
 consideration of

House bill No. 34 (G. O. 24), entitled

A bill to amend sections 14, 16, 25, and 27 of an act entitled "An act to pro-  
 vide for a uniform assessment of property, and for the collection and return of  
 taxes thereon," approved April 6, 1869, being sections No. 980, 982, 991, and  
 993, chapter 21, compiled laws of 1871;

Which motion prevailed.

On motion of Mr. Rork,

The bill was recommitted to the committee on ways and means.

Mr. Norris moved to take from the table the following remonstrance:

No. 353. Remonstrance of Egbert Harper, supervisor; James Sage, township  
 clerk, and 200 others, resident citizens of the townships of Lodi, Pittsfield, and  
 York, Washtenaw county, against detaching any portion of said townships  
 therefrom, and attaching the same to the township of Saline, in said county;

Which motion prevailed.

On motion of Mr. Norris,

The remonstrance was referred to the committee on towns and counties.

Mr. Allen moved that the communication read by the clerk last evening,  
 under question of privilege by Mr. Conely, be printed at length in the journal  
 of to-day;

Which motion prevailed.

The following is the communication:

## THE MICHIGAN LEGISLATURE, 1877.

Of poetry this is my inaugural,  
 Forbear then—expect only doggerel.

In Lansing, the capital, as you well know,  
 Runs biennially, a law-making show,  
 Each star performer is newly selected,  
 And star actors only ever elected.  
 Triple combination, 't is well you should know,  
 The central figure of this aggregate show;  
 You have heard of him oft, no news I shall tell,  
 But we've pride in his name, our genteel Croswell.  
 Some folks said he once had a crusading wife,  
 Some, that to secrets he ne'er gave his life,  
 While some others declare, and claim that they think  
 Him not willing to give us our Sunday drink.  
 The ballot was spread, the board for returning  
 Said the people had decided concerning  
 The office of Governor (some looked sadly),  
 Croswell should rattle in the chair of Bagley.

The second attraction we will now present,  
 He presides in the Senate, the President  
 Of this august most honorably body,  
 Where education is par, discount shoddy.  
 Venerable head of this regular session,  
 Work much or little, each day they have Sessions,  
 Alonzo, he of Ionia, happy they  
 Of Ionia, represented so gay.  
 Jim Stone of Port Huron, their record to keep,  
 Watches well every chair, is never asleep;  
 He's alert at his desk, sonorous in voice,  
 With ears, hear they must, from his noise there's no choice;  
 He had no competitor, ne'er takes a dare,  
 But to decide the question calls Mr. Adair,  
 That veteran Senator, so long from Wayne,  
 On each new list you see, there's Adair again;  
 All fruit tree growers, in him find a henchman,  
 While grocers, and bankers, depend on Hinchman.  
 And the whole Irish nation—*do ye mind that?*—  
 In the Michigan Senate, depend on Mat  
 Markey of Springwells, from House hurly-burly,  
 Sought quiet seclusion, Senate, and Burleigh,  
 He of Ann Arbor, who to Lansing must go  
 To help his friend Redfield, returned from Monroe.  
 They should keep their hair very nice, well combed out straight,  
 For a New-comb they have, this Senate of State;  
 And their feet well protected, dry shod, why not,  
 They have a Shoemaker right there on the spot.  
 Now joy, this triple combined aggregation,  
 They have two Cooks to hash up every ration;  
 Enough in all conscience to fill out the skin,  
 Fat or lean, be they *dug out*, never so thin,  
 Of each mother's son, on Senate floor sitting,  
 Yet feed where they will, there's no end of getting.  
 Allegan sends Edsell, a lawyer by trade,  
 He's dealt out law well, wants now to see it made.  
 Then they have Gilbert E., the House Speaker, Reed,  
 Graduate from below stairs, gone up to seed;  
 And a Chamberlain their treasure well to guard,  
 He of Berrien, whom once the House called *pard*;  
 Perrin, Porter K., have they; once his brother  
 Held the same honored place; and then there's no other  
 Than Taylor, L. J., who on old Zach. did buck  
 Two years ago, yet he's here again—what luck!

You have heard, no doubt, of a certain doctor who  
 Combined upon fits, his knowledge, all he knew.  
 'This man Taylor may fit well, his present place,  
 'That he gave Zach. Chandler fits, we know the case.  
 And he cured him, too, for in the Cabinet,  
 Zach comes to view new lusted, like a gem reset.  
 'Then there is St. Clair's lumberman, McElroy,  
 In the list. Rankin of Genesee, no boy,  
 But old in journalistic lore; yes, the boss  
 Editor. Wolverine, Flint sends him, no dross.  
 Wilcox, of Oakland, can tell you of railroads.  
 'To get the Bay City, they had to take loads  
 Of loans and subscriptions, not pleasant to pay,  
 But taken in hope of the coming bright day.  
 Macomb sends her Jenney, name suggestive, quite,  
 Of feminine beauty, and Wyoming light.  
 If university catalogues look well  
 With ladies' names filled, why, then, pray who can tell  
 Why the ladies themselves should not have a place  
 In halls legislative; a chance in the race  
 For honors political. But we have waiting  
 Baxter, of Hillsdale, of whom we are stating  
 Facts, when we speak of his record, glorious,  
 On State educational board, notorious.  
 Branch sends up a lawyer, of the Morgan breed.  
 They think blood will tell, like fruit sought from like seed.  
 'Then from Marquette comes a miner, a bright *un*.  
 The House knows him well, their Edward, their Breitung.  
 But pardon, we've slighted the very first man  
 We should find at the door, in charge of the clan.  
 Tyler, Columbus, tho' from Venice he's not,  
 He's discovered the Everett house, a spot  
 Once called the Benton, honored in early days,  
 Now almost the Plymouth rock of Lansing ways.  
 Foote! why not, to be sure, if no foot they had,  
 How could they last? 'Then indeed how very sad  
 For one whom, occupation gone, poor fellow,  
 'Their Shoemaker, companion of Othello.  
 Freeman, surely 'tis the pride of our nation  
 That all are free, from the dawn of creation.  
 'Then there's Nelson, he from Muskegon returned,  
 Commands your respect as he sits unconcerned.  
 If corporeal punishment is quite clean  
 Abolished in state institutions, then seen  
 Right here in the Senate, why keep a Burch?  
 'Then there is Morse of New Haven, long you may search  
 For more diligent reader of bills enrolled  
 His record was good, the House have him scrolled  
 In memory still; irrepressible man,  
 On his feet to report when no other can.  
 Van Buren sends Packard, a lumber dealer,  
 To the Senate; while to the house a healer  
 Of sick is their choice, and his name Ferguson;  
 'Tho' a son of New York, must have made a good run.  
 Waterbury from Sauilac has the floor;  
 He's a lumberman, too, clear stuff without doubt,  
 Else the voters there would have put him to route.  
 'Then Williams, the last of the Senate so trim,  
 Deals out law to clients at home in Antrim.

The House is the third of this triplicate show;  
 Dignified, grand, sits in waiting below.  
 Some there are who throw dirt, but we know why,  
 On this House of Commons so lively and spry,  
 Say that Supervisors only elected  
 To seats on its floor; but little expected.

Well, Little they have, he of East Saginaw.  
And then they have Moore, for they must, says the law,  
An even round hundred their number completes.  
In circular rows, facing inward their seats,  
Speaker Rich the center, all eyes directed  
Should be to him whom the House have elected.  
To sit in the shade of this dais, prized much,  
That olden canopy; not one other such  
Could to Michigan be half as valuable  
As this old relic of time, not saleable.  
But with a history back through Ohio,  
Clear back through the Burgesses early days ago,  
And trace this same canopy over the sea.  
Then is it not honor thus seated to be,  
Under this emblem of power and royalty,  
And thus be promoted in land of the free?  
Just in front stands the Clerk,—they mind his ways well  
When he calls the House roll, in order to tell  
If quorum be present, or vote to decide;  
All listen and wait, the decision abide.  
The State Constitution says no chaplain can  
The Legislature employ, nor any man  
Pay with State vouchers for service religious.  
O, shame to the people of this Commonwealth,  
Who deny to their servants, except by stealth,  
That glorious news which to the spirit is health,  
Of the mercy of God in the Gospel found.  
But on this great question this house is most sound,  
Never opening session or passing a bill  
Without calling an Abbott, and not until  
Done this formality does roll call proceed.  
Now we call indiscriminate Mr. Reed  
Of Shiawassee, when at home tills the soil,  
Knows the pleasure of gain by continued toil.  
The House not to be by the Senate outdone  
In cookery jobs, had the two Bakers run  
And elected to place. So say what you may  
'Tis no half-baked body this House of to-day.  
But done to a turn, fully Brown on the edge,  
As the people of Hillsdale squarely allege,  
Or half of them do, while the other half claim  
A seat for another man, Mosher, his name.  
Some say that the air of the hall is unhealthy,  
That o'er them come feelings of ill so stealthy.  
They ask each other, what is this that's in us.  
No sooner the question than up jumps McGinnis:  
Mister speaker, I move the whole subject be  
Referred to that able select committee,  
Which of the public health have got the whole charge.  
'Tis all bosh, says Paul Gies, the subject's too large  
For my committee so small to embrace.  
Invite Detroit's new board aldermanic  
To seats in the corner where draft satanic  
Its own may embrace. Mr. Martin says no;  
Make a hole with tin round it, put it in so  
As to draw this destructive death-laden air  
Completely away from this body of care.  
Then up comes Johnson, W. W.,  
Who moves to amend by inserting in lieu  
Of all high-toned places of purification  
That Sergeant-at-Arms shall try strangulation  
On each puffer and smoker in the hall found,  
Put them and their smoke out, the air would be sound.  
Then Hawley of Wayne, such a nice quiet man,  
Who'd suppose Thomas D. in his household began,

Dillman, smooth and genteel, says he deals in wine,  
He does not say whether from Steuben or Rhine,  
'That makes it so very unpleasant, you see,  
For now all are discussing, which can it be?  
One says, call the roll, but others won't ask it,  
'They say that Dillman must send up a basket.  
Ann Arbor sends Sawyer, A. J., with a grist  
So heavy some said he couldn't pass the poll list,  
But he did, with a skip, a bound, and a wheel  
'That astonished all beholders except Beal,  
Who pluckily said, tis not much of a chase  
To run investigations right in the face  
Of Professors and Regents, straight to the hole,  
I've had a worse Chase than this, yet reached the goal.  
Well, this grist comes to their Tuscola-man Mills,  
And grind it he must while the State foots the bills.  
'Then there's Norris and Allen both think they know  
Some things on this subject the House can't forego,  
When the proper time comes then Members will learn  
That Washtenaw county calls this her concern.  
Let no granger call the yeomanry slighted,  
On the floor of this hall their wrongs are righted.  
For Mr. Yeoman himself sits proudly there,  
So let the world know each class has their share.  
Osceola sends Palmer, Reed City his home,  
A region where tourists for trout fishing roam,  
He deals in the law as laid down in the books,  
Works too hard for his health, we judge by his looks.  
'Tis the great question now, was Hayes elected?  
This House says he was, or else they'd ejected  
Ionia's man on the spot from their hall.  
And they mean what they say, they're made of stern stuff,  
'There's Steele in their make-up with trifling their ruff,  
As all who are absent without leave well know  
When Sergeant-at-Arms says with me you must go.  
Eaton county sends Gould—no Wall street broker,  
With Jim Fisk in his train to run as stoker;  
But a sturdy, honorable son of toil,  
And Nixon, his colleague, the same tills the soil.  
Wood from Jackson returned knows the House rules well,  
Yet sad to relate, but the truth I must tell,  
The Sergeant-at-Arms reported him in charge,  
Said that the gentleman was wandering at large,  
But claimed he had gone home to his clients,  
In the House's good nature placed his reliance  
Without getting excused, for humanity sad;  
Yet he bore up well, said that thus he was glad  
To furnish for the House and its new members  
An illustration of justice to offenders;  
Said that by continued House association  
His moral powers had yielded to contamination;  
For that reason another city he sought  
For society congenial, as he ought;  
Found in another institution of state,  
Where politics does not establish the rate,  
Where committees are not made up without fail,  
With *Repubs.* at the head, Democrats at the tail;  
Now, then, so much for Wood, but what is Woodworth?  
Woodworth is a lawyer of fair breadth and girth,  
Serves on the judiciary from Huron he's sent,  
His duties he'll 'tend to till after Lent.  
Now lest you may think the House black as the ace,  
Refer to Oceana you'll find the face  
Of this body, from that quarter looks White,  
And they say he was elected, so that's right,



And Allegan, of Winchell says the same thing  
That for their county his name has the right ring,  
A printer by trade, he is good judge of copy,  
Sits quiet and listens, is never sloppy.  
From Genesee comes Willett, his drugs at home,  
Of this occupation he is not alone  
The sole representation in the House found.  
Morrison, from Wayne, claims on the same ground  
A right to discuss, and a bright interest in  
The great question now pending, is *it a sin*  
To be cured of our ills by a traveling quack,  
Or shall we by diploma be put in the sack.  
Then another one, Chase, from Clinton he came,  
On the ragged edge hangs; of this same game  
Still another is Prindle, Kent sent him up  
For ninety days or more with Warren to sup,  
But the man who fathered this quack starving bill  
Was Robbins of Lenawee, who says by the gill  
Let's take these pretenders, then insure their lives,  
Starve them to death, give the money to their wives,  
And advise these ladies when they again marry,  
To repeat this insurance all they can carry.  
From Branch there is Welker; a blacksmith is he.  
Hard blows he can give, for the right they will be.  
He does like a smoke, but can modestly wait  
Until on his way home, outside of the gate,  
The House jurisdiction behind him he leaves,  
Each man has his admirers, yet all agree  
One member they have, and a banker is he,  
That is All-man, and by no other name  
Will he answer your call, than that very same.  
But another, not so particular, half,  
Says you may call him a Coon, so you don't laugh.  
But speak with respect, which to Allmen is due,  
That of all other names he will take that in lieu.  
Kalamazoo sends Howland to look after fish,  
Diet for brain strength is, they say, what they wish.  
Read up the reports of countless fry, they tell,  
Yet Stanchfield of Mason thinks his Frye as well  
Entitled to consideration as though  
They were finny and took to the water,  
And objects to indiscriminate slaughter  
Of his little bill, though the story he tells  
Is quite fishy, so says a voice from the cells.  
Baldwin, of Kent, says he is a brick maker,  
Of all bills municipal he is the taker.  
His committee, the mill to grind into shape  
Of cities and villages, square forms to make,  
To build up the structures of Michigan State.  
Then Turck comes from Gratiot, no Ottoman he,  
For the House he will do, but could not well be  
Presidential Elector in times like these.  
David Dudley would make him climb for the trees.  
Only think of the suspicion that would lurk  
In the sound of his name, a foreigner, Turck.  
And another they have, with the same objection,  
Old Erin itself, Berrien's selection.  
Ireland by name, though by country he's not;  
A more quiet gentleman the House has not got.  
But you should know Fletcher,—from Calhoun he came;  
He's right jolly, genteel, in every way game.  
To drive off the blues and enjoy a gay hour,  
Take him on your arm and for Smith make a tour.  
He of Muskegon, the boss story-teller.  
Hear him tell just one, you'll soon be a yeller.

But others there are who enjoy a good joke.  
 There's Davis, who McKernan said turned his yoke,  
 And instead of pulling in from Isle Royal straight,  
 Bolted out of the district and latched the gate.  
 He likes his fun, and on paper he has it;  
 Ask him for a slip, he'll not refuse it.  
 From Calhoun comes another one, Walkinshaw.  
 Though a farmer by trade, he can help make law.  
 His colleague, a Keeler, though not a tumbler,  
 Looks after Reform School; is not a grumbler.  
 Both are genial, attentive, and sure to vote right.  
 Another farmer, from Bay,—his name is Knight,—  
 Is found in the House; he can make law also,  
 Or help his colleague, who sits in the same row,  
 And has law for a trade, though Dowling does spend  
 Some time with Martin and others to send  
 After persons and papers, Evans to try.  
 For keeping his office, unseen, on the fly.  
 Van Raalte, Dirck B. K., from Ottawa comes.  
 He takes the ways and means slate to do the sums;  
 To work out the problem of how to pay  
 Our up country members five dollars a day.  
 Of how to buy the centennial report,  
 To run State institutions and not get short  
 Quite hard sums to do, but he has help enough  
 From State boards and professors who think it rough  
 Their plans to question.

Valade comes from Monroe; he says that down there  
 He cures up the ills to which all flesh is heir.  
 His colleague is Miller, on fisheries he,  
 Both join in one prayer, that muskrats are let be  
 'Tis the prayer of Monroe. St. Clair don't object  
 Harrington talks prime, all cousins to protect,  
 Both he and Jones join to support their brother  
 That in this State no man shall marry his mother.  
 Another from Branch is 'Twadell Rodney K.,  
 At home a farmer, boards with Mrs. Almy.  
 For turning its coat no county like Ingham,  
 Some say 'tis the people, some say 'tis Bingham,  
 But this much is clear that the campaign reform  
 With temperance compared was not much of a storm,  
 To railroads is one of these Turners assigned,  
 To take military is the other resigned.  
 From Sanilac comes Thomson, a merchant is he.  
 From Roscommon Stone with a purpose you see  
 On the county seat question to throw some light,  
 To help Norton of Oakland fix it just right.  
 From Barry comes Rork the reform school to fix,  
 He has ideas of right no matter who kicks.  
 His colleague is Stinchcomb, a farmer by trade,  
 Who thinks marriage all right, if of age is the maid.  
 Stevens comes from Montcalm, he may have a son,  
 But not the Menominee man—Stephenson.  
 Stafford, H. H., from Marquette county is seen,  
 The old Mackinaw Railway on him doth lean.  
 He's the pillar of beauty, for strength all combine,  
 These up-country members all fall into line  
 For either one's cause, McArthur included,  
 By political questions they're not deluded.  
 Macomb county sends two, Canfield a farmer,  
 And Shetterly Seth K., a Utica lawyer.  
 Shiawassee two more, Sharts a minister,  
 To care for library, no motive sinister;

Reed before mentioned is on Bridges and Roads,  
 With longest man of the House 'twould take no goads  
 To make of Crandell of Wayne the boss walker.  
 Another from Wayne is Conely, a talker;  
 Of the law committee an A-one member,  
 With no faith in strikes or men on a bender;  
 You'd hardly suppose from the size of the man  
 That bills by the score would come up from his hand;  
 Yet 'tis true that all through the fiftieth day  
 He would not down, no matter what Speaker would say.  
 Sawyer J. C. from Lenawee county came,  
 Of both agriculture and law he makes game;  
 While his colleague Hall claims only one string,  
 And his colleague Robbins quite the other thing.  
 Sawyer sits between and thus unites the two,  
 The missing link itself is found, all strife subdued.  
 Sackrider of Saginaw sells goods at home,  
 Giles Ross of Livingston left his farm to come,  
 And Phelps of Mecosta left farm and lumber  
 To take in this University thunder.  
 Parsons, a merchant from Kalamazoo sent,  
 And Cheney, a bee-keeper sent up from Kent.  
 G. B. Markham, a farmer, comes from St. Jo,  
 While Jackson sends three, one of whom is Ludlow;  
 Another is Hankerd, a farmer also,  
 As is Jewell, J. R., he of Newaygo  
 This Jewell in towns and counties is set,  
 He can make you noted at once, you bet,  
 By tacking your name on some swamp land town,  
 Thus you may descend to posterity down;  
 North comes from the north where else would you have him,  
 Edwards from Berrien, of law is a limb,  
 Though for the winter the Normal he's taken  
 To succor and care for and see not forsaken,  
 Leelanaw returns Lee a farmer, why not,  
 He looks after supplies, sees what they've not got.  
 Ottawa sends Laubach, farmer of Berlin,  
 Cass sends S. Johnson the House esteem to win,  
 From Grand Traverse a lumberman, Gibbs his name  
 From Oakland comes Elliott in search of fame,  
 As also does Clark a farmer from Clarkston,  
 While from Ishpeming Curtiss makes a long run,  
 Eaton from Allegan a grower of fruit,  
 Works on local taxes or elsewhere to suit.

And then Saginaw Valley here sends a man,  
 To look after railroads, 'tis the people's plan,  
 These corporations certain taxes must pay,  
 Sometimes they don't want to, they are not prompt, alway.  
 But though they may have neither bodies to kick  
 Nor souls to damn, Chairman Hoyt gives them a lick  
 On the Governor's plan. Manistee sends Farr,  
 Though lumber he's dealt in, he thinks it no bar  
 To honors political, but works with will  
 On each enrolled joint resolution and bill.  
 The deaf, dumb and blind, in Hill find a friend,  
 Their appropriation he backs, a hand lends;  
 While Kelley of all public lands takes the charge,  
 The subsidy business is not very large,  
 The days of Oakes Ames and Pacific Railway,  
 Are all past, though they were decidedly gay.  
 Isabella sends Hopkins, with hard designs  
 On the maids and their lovers, who take the lines  
 And drive to matrimonial perdition or bliss,  
 Regardless of age in the next world or this.

Hamilton another of Berrien comes,  
 With law on his members, from his tongue it runs,  
 Ten bills at an entry to the clerk he sends,  
 And then to his room for more his way he wends.  
 Their State Affairs man returned from Genesee,  
 Where the dead rest in peace past—their elegy.  
 Time was when the University diggers  
 For hire and reward, at stated figures,  
 Brought the resurrection morn for the body  
 Very early, before the grave was soddy;  
 But, thanks to Billings, this man of Genesee,  
 They learned the rogue's march, then let the bodies be.  
 But the dead this session are not his concern,  
 'Tis the living he wants to deal with and learn  
 That the elixir of life is sure to be  
 All contained in a cup of catnip tea.

By Mr. Fletcher:

Whereas,  
 There's nothing in a name we must concede,  
 When our clerk Crossman, gentle verse can read,  
 Not only read, but make, as all can see,  
 Dogg'rel that beats the dogs in poetree.  
 Crossman's not cross and, though his eye is rolling,  
 He's not a poet nor poetry controlling;  
 But still, *Resolved*, we vote our thanks to Dan,  
 Who's dished us up in poetry as no other man dare or can!

Mr. Kelley moved to discharge the committee of the whole from the further consideration of the following bills:

1. House bill No. 6 (G. O. 105), entitled

A bill to incorporate the public schools in the township of Wilson;

2. House bill No. 16 (G. O. 107), entitled

A bill to incorporate the public schools of the township of Long Rapids.

Which motion prevailed.

On motion of Mr. Kelley,

The bills were put on their immediate passage.

The first named bill was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Brown moved to amend the same by striking out of line 3, section 3, the word "twelfth," and inserting in lieu thereof the word "eighteenth;"

Which motion prevailed.

Mr. A. J. Sawyer moved to amend by inserting in line 2, section 11, before the word "school," the word "other."

Which motion did not prevail.

Mr. Ferguson moved to amend by striking out the whole of section 11;

Pending which,

On motion of Mr. Conely,

The bill was recommitted to the committee on education.

Pending the reading of the second named bill,

On motion of Mr. Kelley,

The bill was recommitted to the committee of the whole, and placed on the general order.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER,  
*Lansing, February 22, 1877.* }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to inform the House that the Senate has appointed Senators Freeman, Read, and Redfield a committee of three to act with the committee already appointed by the House to “arrange for a joint meeting of the two Houses this evening for exercises suitable to a proper commemoration of this day.”

Very respectfully,  
JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

UNFINISHED BUSINESS.

The question being on the adoption of the following :

*Resolved* (the Senate concurring), That the State printer be and is hereby instructed to furnish 1,500 additional copies of the Legislative Manual (of 1877-78) printed and bound in the usual manner, which shall be placed on sale in the State Library at a price not exceeding ninety-five cents per copy.

Mr. Allen moved to amend the resolution by striking out the number “1,500,” and inserting in lieu thereof the number “500;”

Which motion prevailed.

The resolution was then not adopted.

The question being on the adoption of the following :

*Resolved* (the Senate concurring), That from and after the 15th day of March the two houses will transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be on Tuesday, the 20th day of March, 1877, at 12 o'clock noon of that day.

On motion of Mr. Wood,

The resolution was laid on the table.

The question being on the adoption of the following :

*Resolved* (The Senate concurring), That two thousand copies of Prof. R. C. Kedzie's lecture on Illuminating Oils, delivered in this Representative Hall on the evening of January 25, 1877, be printed in pamphlet form for the use of the members of the Senate and House ;

Mr. Allen moved that it be referred to the committee on printing ;

Which motion prevailed.

The question being on the adoption of the following :

*Resolved* (the Senate concurring), That a committee of two, with a like committee from the Senate, be appointed to invite Dr. Theo. McGraw of Detroit, to deliver his lecture in this hall on the subject of “Heredity.”

The same was adopted.

The Speaker appointed as such committee Messrs. Harrington and F. A. Baker.

The question being the consideration of  
House bill No. 23 (G. O. No. 33), entitled

A bill to provide for the incorporation of societies for the receiving, loaning, and investing of money,

Which was on this order by reason of not having been reached at the time set down for its special order,

On motion of Mr. F. A. Baker,

The bill was recommitted to the committee of the whole.

The question being the consideration of

House bill No. 89 (G. O. No. 34), entitled

A bill to amend section 1 of chapter 169 of the compiled laws of 1871, being compiler's section No. 4719, relative to marriage and the solemnization thereof;

Which was on this order by reason of not having been reached at the time fixed for its special order.

On motion of Mr. Welker,

The bill was recommitted to the committee on religious and benevolent societies.

Mr. J. M. Turner arose to a question of privilege and stated that his attention was just called to the fact that by the journal of the 20th inst. the report of the committee on railroads appeared as the unanimous report of the committee, whereas in truth and in fact he did dissent from the conclusions arrived at by that report, and that he felt it his duty on some future day to submit to the house a minority report of that committee in which he would particularly set forth his opinions upon the subject considered.

Mr. F. A. Baker moved to take from the table

House bill No. 59 (G. O. No. 16), entitled

A bill providing for the polling of juries in civil and criminal cases.

Which motion prevailed.

The question being on the passage of the bill,

The same was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Elliott,	Mr. Little,	Mr. Shetterly,
Allen,	Farr,	McArthur,	Stafford,
Allman,	Ferguson,	McGinnis,	Steele,
F. A. Baker,	Gies,	Martin,	Stephenson,
N. Baker,	Gould,	Moore,	Stone,
Baldwin,	Hamilton,	Morrison,	Thomson,
Brown,	Hankerd,	Mosher,	S. W. Turner,
Chase,	Harrington,	Norris,	Twadell,
Cheney,	Hill,	North,	Walkinshaw,
Clark,	Ireland,	Norton,	Welker,
Conely,	Jewell,	Palmer,	Willetts,
Coon,	S. Johnson,	Prindle,	Winchell,
Crandell,	W. W. Johnson,	Reed,	White,
Curtiss,	Jones,	Rork,	Wood,
Davis,	Keeler,	Ross,	Woodworth,
Dowling,	Kelley,	A. J. Sawyer,	Yeomans,
Eaton,	Lee,	Sharts,	Speaker,
Edwards,			

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#### NAYS.

Mr. Billings,	Mr. Mills,	Mr. J. C. Sawyer,	Mr. Stinchcomb,
Hall,	Robbins,	Stevens,	Van Raalte,
Knight,	Sackrider,		

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Pending the announcement of the vote,

Mr. Mills moved that Mr. Van Raalte be excused from voting ;

Which motion did not prevail.

Mr. Van Raalte then voted as recorded above.

Title agreed to.

By unanimous consent, the following report was made :

Your committee appointed to confer with a like committee on the part of the Senate, under the following resolution :

*“ Resolved, That a committee of three be appointed to meet a like committee of the Senate, to arrange for a joint meeting of the two Houses this evening for exercises suitable to a proper commemoration of this day,”*

Respectfully report that they have met with such committee on the part of the Senate, and that the committees jointly recommend the adoption of the following concurrent resolution :

*Resolved* (the Senate concurring), That each House convene at 7½ o'clock this evening, and meet in joint convention in Representative Hall, at 7:45 ; that the Governor, and State officers be invited to attend the joint convention ; that the exercises of the joint convention be as follows :

Religious exercises.

Reading of Washington's Farewell Address by Hon. James H. Stone, Secretary of the Senate.

Reading of the following sentiments by Hon. Daniel L. Crossman, Clerk of the House of Representatives :

*“ Washington, the Father of his country.”* Responded to by Senator Baxter and Representative Little.

*“ Our country, one and indivisible,”*—responded to by Senator Burch and Representative Kelley ;

*“ Our State,” “ The beautiful Peninsula,”*—responded to by Senator Foote and Representative Mills ;

Volunteer sentiments and short addresses ;

Singing of the doxology ;

Benediction ;

And respectfully ask to be discharged from the further consideration of the subject.

F. S. FREEMAN,

*Chairman of Senate Committee.*

N. A. HAMILTON,

*Chairman of the House Committee.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The report was adopted.

On motion of Mr. Little,

The rules were suspended, two-thirds of all the members present voting therefor, and the resolution was put upon its immediate passage ;

The same was then adopted.

On motion of Mr. Conely,

The special committee on religious exercises were instructed to invite one or more of the resident clergymen of this city to conduct the religious exercises of the evening ;

Which motion prevailed.

On motion of Mr. Welker,



A committee of three was appointed to invite the Governor to occupy a seat with the Lieut. Governor and the Speaker of the House during the exercises of the evening.

The Speaker appointed as such committee Messrs. Welker, Wood and N. Baker.

Mr. Winchell moved that a committee of three be appointed on the part of the House to act with a like committee on the part of the Senate, to invite the State officers to seats in the hall during the exercises of the evening ;

Which motion prevailed.

The Speaker appointed as such committee Messrs. Winchell, Little and Morrison.

Mr. Norris moved that the House take a recess for five minutes.

Mr. Little demanded the yeas and nays.

The demand was seconded, and the motion to take a recess did not prevail, by yeas and nays, as follows :

#### YEAS.

Mr. Edwards, Elliott, Ferguson,	Mr. Gould, Norris,	Mr. North, Norton,	Mr. Sharts, Stanchfield,	9
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#### NAYS.

Mr. Abbott, Allen, Allman, F. A. Baker, N. Baker, Baldwin, Billings, Brown, Chase, Clark, Conely, Coon, Crandell, Curtiss, Eaton, Farr, Gibbs,	Mr. Gies, Hall, Hankerd, Hawley, Hayes, Hill, Ireland, Jewell, S. Johnson, W.W.Johnson, Jones, Keeler, Kelley, Lee, Little, Ludlow,	Mr. McArthur, McGinnis, Martin, Mills, Moore, Morrison, Mosher, Palmer, Phelps, Read, Robbins, Rork, Ross, Sackrider, Shetterly, Stafford,	Mr. Stephenson, Stevens, Stinchcomb, Stone, Thomson, S. W. Turner, Twadell, Van Raalte, Walkinshaw, Welker, Willetts, Winchell, White, Woodworth, Yeomans, Speaker,	65
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The Speaker announced the following communication from the Senate :

SENATE CHAMBER, }  
*Lansing, Feb. 22, 1877.* }

*To the Speaker of the House :*

SIR,—I am instructed to return to the House the following concurrent resolution :

*Resolved* (the Senate concurring), That each House convene at 7½ o'clock this evening and meet in joint convention in Representative Hall at 7:45, that the Governor and State officers be invited to attend the joint convention ; that the exercises of the joint convention be as follows :

Religious exercises ;

Reading of Washington's Farewell Address, by Hon. Jas. H. Stone, Secretary of the Senate ;

Reading of the following sentiments by Hon. Daniel L. Crossman, Clerk of the House of Representatives.

“Washington, the Father of his country,”—responded to by Senator Baxter and Representative Little;

“Our Country, one and indivisible,”—responded to by Senator Burch and Representative Kelley;

“Our State, the Beautiful Peninsula,”—responded to by Senator Foote and Representative Mills;

Volunteer sentiment and short addresses;

Singing of the doxology;

Benediction;

In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was received and laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, February 22, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to inform the House that Senators Edsell, Tyler, and Chamberlain have been appointed a committee on the part of the Senate to act with a like committee already appointed on the part of the House to invite the State officers to be present at the Joint Convention this evening.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, Feb. 22, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to inform the House that Senators Rankin, Adair and Packard have been appointed a committee on the part of the Senate to act with a like committee already appointed on the part of the House, to invite the Governor to take a seat with the Lieut. Governor and Speaker during the joint convention this evening, the three as presiding officers.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

Mr. S. W. Turner asked and obtained leave of absence for Mr. J. M. Turner after to-day until the 27th.

Mr. Martin, by unanimous consent, offered the following:

*Resolved,* That in obedience to the national law declaring the 22d day of February a holiday, also in honor of the memory of America's noble and exalted patriot, Gen. George Washington, the House take a recess until 7½ o'clock P. M.;

Which was adopted.

The House then took a recess until 7½ o'clock P. M.

## EVENING SESSION.

7:30 P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Chase asked and obtained leave of absence for Mr. Stone until the 27th.

Mr. Mills asked and obtained leave of absence for Mr. Billings indefinitely on account of sickness.

Mr. Edwards asked and obtained leave of absence for Mr. Curtiss until the 24th.

Mr. Palmer asked and obtained leave of absence for Mr. Stanchfield until the 24th.

The committee appointed to wait on his excellency the Governor, and invite him to occupy a seat with the Lieutenant Governor and the Speaker during the exercises of the evening, reported that they had performed that duty, and asked to be discharged.

Report accepted and committee discharged.

The committee appointed to wait upon the State officers and invite them to occupy seats in the hall, during the exercises of the evening, reported that they had performed that duty, and asked to be discharged.

Report accepted and committee discharged.

Mr. Welker moved that a committee of three be appointed to wait upon the honorable the Senate, and inform that body that the House was ready to receive them in joint convention;

Which motion prevailed.

The Speaker appointed as such committee Messrs. Welker, Little, and Stephenson.

After a short absence the committee returned and reported that they had performed that duty and asked to be discharged.

Report accepted and committee discharged.

The Sergeant-at-Arms announced his excellency the Governor, the honorable the Senate, and the State officers, who were received and conducted to seats.

## PROCEEDINGS IN JOINT CONVENTION.

The Secretary of the Senate called the roll of the Senate, and a quorum of the Senators were present.

The Clerk of the House called the roll of the House and a quorum of the members were present.

Religious exercises were conducted by the Rev. Mr. Bangs.

The Governor having been by action of the two houses made presiding officer of the joint convention, he announced that the two houses were convened in joint convention, for the purpose of celebrating with appropriate ceremonies, the anniversary of the birth of that great American patriot, Gen. George Washington, that the programme for the evening, as adopted by the two houses, would be carried out.

Which was done as follows:

## PROGRAMME.

1. Religious exercises by the Rev. Mr. Bangs.
2. Music, "Star Spangled Banner,"—solo and chorus—Mr. Flowers.
3. Reading of Washington's farewell address, by Secretary Stone.

4. The sentiment, "Washington,—the Father of his country." Response by Senator Baxter, and Representatives Little and Hamilton.
5. Music, "America,"—Mr. Flowers.
6. The sentiment, "Our country—one and indivisible." Response by Senator Burch and Representative Kelley.
7. The sentiment, "Our State—the beautiful peninsula." Response by Representative Mills.
8. Volunteer sentiment by Senator Burleigh, "Washington and the cherry tree." Response by Representative A. J. Sawyer.
9. Singing—doxology.
10. Benediction.

On motion of Senator Burleigh, the joint convention adjourned.

JAMES H. STONE,

*Secretary of the Senate.*

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives,  
and Secretaries of the Joint Convention.*

The Senators having retired, the House was called to order by the Speaker.

Roll called: quorum present.

On motion of Mr. Conely,

The House adjourned.

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*Lansing, Friday, February 23, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Parsons.

Roll called: quorum present.

Absent without leave: Messrs. Fletcher and Markham.

Mr. Keeler asked and obtained leave of absence for Mr. Fletcher indefinitely on account of sickness.

Mr. Allman asked and obtained leave of absence for Mr. Markham indefinitely on account of sickness.

Mr. Norris arose to a question of privilege, which he stated as follows:

That on the journal of the 22d inst., page 366, is found the following:

"Mr. Norris moved that the communication read by the clerk last evening under question of privilege by Mr. Conely, be printed at length in the journal of to-day;"

Which is not true, as he (Norris) did not make such a motion.

The Speaker thereupon ordered the journal corrected and the name of "Mr Allen" substituted for that of "Mr. Norris."

#### PRESENTATION OF PETITIONS.

No. 451: By Mr. Lee: Remonstrance of W. H. Nelson, O. L. White, and 17 others against making a new town out of Bingham, Leelanaw county;  
Referred to the committee on towns and counties.

No. 452. By Mr. Hill: Petition of S. H. Mallory, E. A. Osborn, J. M. Weeks, and 57 other citizens of Van Buren county, that all railroads in this State may be brought under the general railroad law, and to establish uniform rates according to the distance of transportation.

Referred to the committee on railroads.

No. 453. By Mr. Rork: Remonstrance of H. W. Monroe, T. W. Whetstone, R. C. Lanfear, and 34 others, against a return to the county superintendency system.

Referred to the committee on education.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following named bills:

1. House bill No. 294, entitled

A bill to extend the time for the collection of taxes in the town of Chase, in the county of Lake, for the year 1876;

2. House bill No. 316, entitled

A bill to extend the time for the collection of taxes for the year 1876, in the city of Greenville, county of Montcalm;

3. House bill No. 317, entitled

A bill to extend the time for the collection of taxes in the city of Wyandotte, in the county of Wayne, for the year 1876;

4. House bill No. 318, entitled

A bill to extend the time for the collection of taxes in the township of Hamtramck, in the county of Wayne, for the year 1876;

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

By the committee on printing:

The committee on printing having incurred sundry expenses in connection with the printing of the Legislative manual, have instructed me to report the following bills, with recommendation that the same be allowed by this House:

To Allen L. Bours..... \$14 76

Jerome Winchell..... 7 85

And ask to be discharged from the further consideration of the subject.

JEROME WINCHELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Winchell,

The report was adopted.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
*Lansing, February 22, 1877.* }

*To the Legislature:*

I am advised that the interior of the building known as the "cooper-shop" connected with the state prison was accidentally destroyed by fire this morning. The walls, which are of brick, are still standing, and it is supposed are not materially injured. The building was not insured and the loss will fall wholly

upon the State. The original cost of the shop was about three thousand dollars, and it will probably require an appropriation of two thousand dollars and upwards to repair it and fit it for use. The "cooper contract" is an important one, now employing 59 men, and runs for a term of nearly seven years to come. Until the building is repaired, these men must be in a great measure without employment, and therefore on expense to the State. In view of the circumstances it is of importance that you immediately take such action in reference to this subject as to you shall seem wise and proper.

In this connection I desire to call your attention to the propriety of an amendment to the law for the government of the prison, authorizing the Board of Inspectors, in the event of the injuring or destruction of any of the shops or buildings by fire, with the approval of the Governor, to proceed to repair or rebuild the same, and to draw from the State Treasury in the manner provided by law the amount necessary for that purpose. As the law now stands, in the event of a fire when the legislature is not in session, the Board of Inspectors have no authority and no means to rebuild any building that may be so destroyed, and it is plain to be seen that a contingency might arise in which the public interests connected with the prison might be badly crippled for want of such power.

I may also add that this accident again suggests the importance of some uniform policy to be suggested by the legislature in reference to insurance on the public buildings of the State.

CHARLES M. CROSWELL.

The subject matter of the message was referred to the committee on the State prison.

#### MOTIONS AND RESOLUTIONS.

Mr. Steele moved to take from the table

House bill No. 75 (G. O. No. 26), entitled

A bill to detach certain territory from the present township of Livingston, in the county of Otsego, and to organize the same into a separate township to be known as the township of Corwith;

Which motion prevailed.

The question being on the passage of the bill,

The same was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gould,	Mr. McArthur,	Mr. J. C. Sawyer,
Allen,	Hall,	McGinnis,	Sharts,
Allman,	Hamilton,	Martin,	Shetterly,
F. A. Baker,	Hankerd,	Mills,	Stafford,
N. Baker,	Harrington,	Moore,	Steele,
Baldwin,	Hawley,	Morrison,	Stephenson,
Brown,	Hayes,	Mosher,	Stevens,
Chase,	Hill,	Norris,	Stinchcomb,
Cheney,	Howland,	North,	Thomson,
Clark,	Ireland,	Norton,	S. W. Turner,
Conely,	Jewell,	Parsons,	Twadell,
Coon,	S. Johnson,	Palmer,	Van Raalte,
Crandell,	W. W. Johnson,	Phelps,	Walkinshaw,
Davis,	Jones,	Prindle,	Welker,
Dowling,	Keeler,	Reed,	Willett,

Mr. Eaton, Elliott, Farr, Ferguson, Gibbs, Gies,	Mr. Kelley, Knight, Laubach, Lee, Little, Ludlow,	Mr. Robbins, Rork, Ross, Sackrider, A. J. Sawyer,	Mr. Winchell, White, Woodworth, Yeomans, Speaker,	
				82
		NAYS.		0

Title agreed to.

On motion of Mr. Steele,

By a vote of two thirds of all the members elect, the bill was ordered to take immediate effect.

#### GENERAL ORDER.

On motion of Mr. Norton,

The House went into committee of the whole on the general order,  
Mr. Little in the chair.

After some time spent therein the committee rose, and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. Senate bill No. 25, entitled

A bill to provide an annual appropriation for the benefit of the Pioneer Society of the State of Michigan;

2. House bill No. 91 (G. O. 52), entitled

A bill for the protection of guests of hotels from danger by fire.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

3. House bill No. 114 (G. O. No. 53), entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein,

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

C. D. LITTLE, *Chairman.*

Report accepted and committee discharged.

The question being on concurring in the amendments made to the first named bill,

On motion of Mr. Mosher,

The House concurred.

The bill was then placed on the order of third reading of bills.

The question being on concurring in the amendments made to the second named bill,

On motion of Mr. F. A. Baker,

The House concurred.

The bill was then placed on the order of third reading of bills.

The question being on granting the committee of the whole leave to sit again in consideration of the third named bill,

On motion of Mr. Wood,

Leave was granted.

On motion of Mr. Hamilton,

The House took a recess until 2 o'clock P. M.



## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Hamilton, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 233 (G. O. 122), entitled

A bill to change the corporate name of the first congregational society of South Boston, Ionia county, Michigan, to "The Union Evangelical Society of South Boston," in the county of Ionia, and State of Michigan;

Which motion prevailed.

On motion of Mr. Hamilton,

The bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Lee,	Mr. Shetterly,
Allen,	Gould,	Little,	Smith,
Allman,	Hall,	Ludlow,	Stafford,
F. A. Baker,	Hamilton,	McGinnis,	Steele,
N. Baker,	Hankerd,	Martin,	Stephenson,
Baldwin,	Hawley,	Morrison,	Stevens,
Brown,	Hayes,	Mosher,	Stinchcomb,
Chase,	Hill,	Norton,	Thomson,
Cheney,	Howland,	Parsons,	S. W. Turner,
Clark,	Ireland,	Palmer,	Twadell,
Conely,	Jewell,	Prindle,	Van Raalte,
Coon,	S. Johnson,	Reed,	Walkinshaw,
Crandell,	W. W. Johnson,	Robbins,	Welker,
Dowling,	Jones,	Rork,	Willetts,
Eaton,	Keeler,	Ross,	White,
Elliott,	Kelley,	Sackrider,	Woodworth,
Farr,	Knight,	J. C. Sawyer,	Yeomans,
Gibbs,	Laubach,	Sharts,	Speaker, 72

## NAYS.

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Title agreed to.

On motion of Mr. Yeomans,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The House then resumed the

## GENERAL ORDER.

On motion of Mr. Hamilton,

The House went into committee of the whole on the general order,

Mr. Little in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 114 (G. O. No. 53), entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein ;

And have directed their chairman to report the same back to the House with the recommendation that it be made the special order for next Friday, March 2, at ten o'clock A. M.

The committee of the whole have also had under consideration the following entitled bills :

2. House bill No. 110 (G. O. 54), entitled

A bill to amend section 9 of act No. 152 of the session laws of 1875, approved April 29, 1875, being an act to amend section 9 of chapter 130 of the revised statutes of 1846, being compiler's section 6320 of the compiled laws of 1871, relative to foreclosure by advertisement ;

3. House bill No. 110 (G. O. 56), entitled

A bill to authorize any company that may be formed under the general laws of this State for the purpose of building a plank, wood, block, gravel or stone road from some point on Griswold street in the city of Port Huron, to the northwest corner of section 17, in town 6 north, of range 16 east, or to any point farther west, to charge and receive tolls for travel on said road at the rate of three cents a mile for double teams, and one-half that rate for single teams, for the period of six years ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

4. House bill No. 1 (G. O. 55), entitled

A bill to facilitate the organization of mutual benefit and coöperative associations within this State,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill :

5. House bill No. 97 (G. O. 58), entitled

A bill for an act to amend an act entitled "An act to amend section 137 of chapter 136, compiler's section 3696 of compiled laws of 1871," of an act entitled "An act relative to primary schools," as amended by act No. 167, of the session laws of 1875 ;

But not having gone through therewith, have directed their chairman to report that fact to the House, and ask leave to sit again.

C. D. LITTLE, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the recommendation of the committee of the whole as to the first named bill,

On motion of Mr. F. A. Baker,

The House concurred, two-thirds of all the members present voting therefor.

The bill was then made the special order for Friday, March 2, at ten o'clock A. M.

The second and third named bills were placed on the order of third reading of bills.

The question being on concurring in the amendments made by the committee of the whole to the fourth named bill,

On motion of Mr. Robbins,

The House concurred.

The bill was then placed on the order of third reading of bills.

The question being on granting the committee of the whole leave to sit again in consideration of the fifth named bill,

On motion of Mr. F. A. Baker,

Leave was granted.

Mr. Smith, by unanimous consent, offered the following:

*Resolved*, That 500 additional copies of the journal for February 22d be ordered printed for the use of the members of the House.

Which was not adopted.

Mr. Sackrider asked and obtained leave of absence for himself until the 27th.

Mr. Morrison asked and obtained leave of absence for himself until the 27th.

Mr. Robbins asked and obtained leave of absence for himself until the 27th.

Mr. Norris asked and obtained leave of absence for himself until the 27th.

Mr. Steele asked and obtained leave of absence for himself until the 27th.

Mr. Hawley asked and obtained leave of absence for Mr. Mills until the 27th.

Mr. Hamilton asked and obtained leave of absence for Mr. Edwards until the 27th.

On motion of Mr. Crandell,

The House adjourned.

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*Lansing, Saturday, February 24, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Cooley.

Roll called: quorum present.

Absent without leave: Messrs. Hoyt, Ross, A. J. Sawyer, and J. C. Sawyer.

Mr. Little asked and obtained leave of absence for Mr. Hoyt and himself until the 27th.

Mr. Dowling asked and obtained leave of absence for himself until the 28th.

Mr. McGinnis asked and obtained leave of absence for Mr. Gies and himself until the 27th.

Mr. Conely asked and obtained leave of absence for Mr. F. A. Baker and himself until the 27th.

Mr. Abbott asked and obtained leave of absence for himself from this morning until the 27th.

Mr. Elliott asked and obtained leave of absence for Mr. Ross until the 27th.

Mr. Brown asked and obtained leave of absence for Mr. Mosher until the 27th.

Mr. Stevens asked and obtained leave of absence for himself from this A. M. until the 27th.

Mr. Elliott asked and obtained leave of absence for himself after to-day until the 27th.

Mr. Chase asked and obtained leave of absence for himself until the 27th.

Mr. Prindle asked and obtained leave of absence for Mr. Baldwin and himself until the 27th.

Mr. Allen asked and obtained leave of absence for Mr. A. J. Sawyer during the day.

Mr. Norton asked and obtained leave of absence for himself after to-day until the 27th.

Mr. Harrington asked and obtained leave of absence for himself after this A. M. until the 27th.

Mr. Hall asked and obtained leave of absence for Mr. J. C. Sawyer until the 27th.

#### PRESENTATION OF PETITIONS.

No. 454. By Mr. Hamilton: Memorial of the common council of St. Joseph, and 114 others, relative to the disposal of funds arising from the liquor tax.

On demand of Mr. Hamilton,

The memorial was read at length, and spread at large on the journal, as follows:

*To the Honorable the Legislature Michigan:*

The undersigned, the common council and citizens of St. Joseph, would respectfully submit: That as the cities, villages, and townships have all the trouble, annoyance, and general supervision of the sale of spirituous liquors, and are obliged to maintain a police force mainly on account of said sale within their limits, to them should accrue the revenue therefrom; and understanding that an effort is being made in your honorable body to divert from the said cities, villages, and townships the money which they have had under the present State law, we hereby protest against such diversion, and respectfully petition that the law may not be changed in this respect.

Referred to the committee on liquor traffic.

No. 455. By Mr. Baldwin: Petition of Geo. Brandt, and 90 others, for a liberal protection of the manufacture and sale of beer, ale, cider, and native wines in contradistinction to distilled, spirituous, and intoxicating liquors.

Referred to the committee on liquor traffic.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill:

House bill No. 319, entitled

A bill to extend the time for the collection of taxes in the township of New Buffalo, Berrien county, for the year 1876.

A. W. FARR, *Chairman.*

Report accepted and committee discharged.

The report was laid on the table.

By the committee on private corporations:

The committee on private corporations, to whom was referred

House bill No. 597, entitled

A bill to amend section 2009 of the compiled laws of 1871, being section 7 of the revised statutes of 1846, relative to booming companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment,

and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. F. HARRINGTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations:

The committee on private corporations, to whom was referred  
House bill No. 238, entitled

A bill to provide for the consolidation of the Young Men's Society of Lansing and the Lansing Library and Literary Association of Lansing, into one corporation, to be called "The Library Association of Lansing, Michigan,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. F. HARRINGTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on lumber and salt interests:

The committee on lumber and salt interests, to whom was referred  
House bill No. 251, entitled

A bill to authorize the formation of corporations for the purpose of making navigable the small streams, creeks, brooks and water courses, and of improving the navigation of rivers and lakes;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the same be printed for the use of the committee.

J. L. GIBBS, *Chairman*.

Report accepted.

On motion of Mr. Gibbs,

The recommendation of the committee was concurred in.

The bill was then ordered printed for the use of the committee.

By the committee on harbors:

The committee on harbors, to whom was referred  
House joint resolution No. 40, entitled

Joint resolution asking Congress for an appropriation for the improvement of the harbor of New Buffalo, Berrien county, State of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

C. F. MOORE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. W. W. Johnson,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon its immediate passage.

Pending the third reading thereof,

On motion of Mr. Hamilton,

The joint resolution was recommitted to the committee on harbors.

By the committee on harbors :

The committee on harbors, to whom was referred

House joint resolution No. 37, entitled

Joint resolution asking Congress for an appropriation for the making of a harbor of refuge at Grand Maria harbor, on Lake Superior,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

C. F. MOORE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. W. W. Johnson,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Knight,	Mr. Stafford,
Allen,	Gies,	Lee,	Stanchfield,
Allman,	Gould,	Little,	Stephenson,
N. Baker,	Hall,	Ludlow,	Stevens,
Baldwin,	Hamilton,	Martin,	Stinchcomb,
Brown,	Hankerd,	Moore,	Thomson,
Chase,	Harrington,	North,	Twadell,
Cheney,	Hawley,	Norton,	Walkinshaw,
Clark,	Hill,	Parsons,	Welker,
Conely,	Howland,	Palmer,	Willetts,
Coon,	Ireland,	Prindle,	Winchell,
Crandell,	Jewell,	Reed,	White,
Curtiss,	S. Johnson,	Rork,	Wood,
Davis,	W.W. Johnson,	Sharts,	Woodworth,
Eaton,	Jones,	Shetterly,	Yeomans,
Farr,	Keeler,	Smith,	Speaker,
Ferguson,			

65

#### NAYS.

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Title and preamble agreed to.

On motion of Mr. Moore,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

By the committee on harbors :

The committee on harbors, to whom was referred

House joint resolution No. 38, entitled

Joint resolution asking Congress for an appropriation for the improvement of the harbor at Saugatuck, in Allegan county, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

C. F. MOORE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Winchell,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the member elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. Knight,	Mr. Stephenson,
Allen,	Gibbs,	Lee,	Stevens,
Allman,	Gies,	Little,	Stinchcomb,
F. A. Baker,	Gould,	Ludlow,	Thomson,
N. Baker,	Hall,	Martin,	S. W. Turner,
Baldwin,	Haukerd,	North,	Twadell,
Brown,	Harrington,	Norton,	Van Raalte,
Chase,	Hawley,	Parsons,	Walkinshaw,
Cheney,	Hill,	Palmer,	Welker,
Clark,	Howland,	Reed,	Willetts,
Coon,	Ireland,	Rork,	Winchell,
Crandell,	Jewell,	Sharts,	White,
Curtiss,	S. Johnson,	Shetterly,	Wood,
Davis,	W. W. Johnson,	Smith,	Woodworth,
Eaton,	Jones,	Stafford,	Yeomans,
Elliott,	Keeler,	Stanchfield,	Speaker,
Farr,			65

## NAYS.

0

Title and preamble agreed to.

On motion of Mr. Winchell,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

By the committee on harbors:

The committee on harbors, to whom was referred

House joint resolution No. 46, entitled

Joint resolution asking Congress for an appropriation in money for the improvement of the harbor at Holland, in the county of Ottawa and State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

C. F. MOORE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Gies,	Mr. Lee,	Mr. Stephenson,
Allman,	Gould,	Little,	Stevens,
N. Baker,	Hall,	Ludlow,	Stinchcomb,
Baldwin,	Hamilton,	Martin,	Thomson,



Mr. Chase,	Mr. Hanker,	Mr. Moore,	Mr. S. W. Turner,
Cheney,	Harrington,	North,	Twadell,
Clark,	Hawley,	Norton,	Van Raalte,
Conely,	Hill,	Parsons,	Walkinshaw,
Coon,	Howland,	Palmer,	Welker,
Crandell,	Ireland,	Reed,	Willet,
Curtiss,	Jewell,	Rork,	Winchell,
Davis,	S. Johnson,	Sharts,	White,
Eaton,	W. W. Johnson,	Shetterly,	Wood,
Elliott,	Jones,	Smith,	Woodworth,
Farr,	Keeler,	Stafford,	Yeomans,
Ferguson,	Knight,	Stanchfield,	Speaker, 64
		NAYS.	0

Title and preamble agreed to.

On motion of Mr. Van Raalte,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

By the committee on harbors:

The committee on harbors, to whom was referred

House joint resolution No. 55, entitled

Joint resolution asking Congress to order a survey of Portage Lake, in Manistee county, with a view to constructing a harbor of refuge,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

C. F. MOORE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Farr,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Farr,	Mr. Keeler,	Mr. Stafford,
Allen,	Ferguson,	Knight,	Stanchfield,
Allman,	Gibbs,	Lee,	Stephenson,
F. A. Baker,	Gies,	Little,	Stevens,
N. Baker,	Gould,	Ludlow,	Stinchcomb,
Baldwin,	Hall,	Martin,	Thomson,
Brown,	Hamilton,	Moore,	S. W. Turner,
Chase,	Hanker,	North,	Twadell,
Cheney,	Harrington,	Norton,	Van Raalte,
Clark,	Hawley,	Parsons,	Walkinshaw,
Conely,	Hill,	Palmer,	Welker,
Coon,	Howland,	Prindle,	Willet,
Crandell,	Ireland,	Reed,	Winchell,
Curtiss,	Jewell,	Rork,	White,
Davis,	S. Johnson,	Sharts,	Yeomans,
Eaton,	W. W. Johnson,	Shetterly,	Speaker, 67
Elliott,	Jones,	Smith,	

## NAYS.

0

Title and preamble agreed to.

On motion of Mr. Farr,

By a two-thirds vote of all the members elect, the joint resolution was ordered to take immediate effect.

By the committee on harbors:

The committee on harbors, to whom was referred

House joint resolution No. 40, entitled

A joint resolution asking Congress for an appropriation for the improvement of the harbor at New Buffalo, Berrien county, State of Michigan;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the joint resolution when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. F. MOORE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendment made to the joint resolution by the committee.

On motion of Mr. Hamilton,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Lee,	Mr. Stanchfield,
Allen,	Gies,	Little,	Stephenson,
Allman,	Gould,	Ludlow,	Stevens,
N. Baker,	Hall,	Martin,	Stinchcomb,
Baldwin,	Hamilton,	Moore,	Thomson,
Brown,	Hankerd,	North,	S. W. Turner,
Chase,	Harrington,	Norton,	Twadell,
Cheney,	Hawley,	Parsons,	Walkinshaw,
Clark,	Hill,	Palmer,	Welker,
Conely,	Howland,	Prindle,	Willett,
Coon,	Ireland,	Reed,	Winchell,
Crandell,	Jewell,	Rork,	White,
Curtiss,	S. Johnson,	Sharts,	Wood,
Davis,	W. W. Johuson,	Shetterly,	Woodworth,
Eaton,	Jones,	Smith,	Yeomans,
Farr,	Keeler,	Stafford,	Speaker,
Ferguson,	Knight,		

66

## NAYS.

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Title and preamble agreed to.

On motion of Mr. Hall,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

By the committee on printing:

The committee on printing, to whom was referred

The resolution authorizing the printing of 2,000 copies of Prof. R. C. Kedzie's lecture on "Illuminating oils," as follows:

*Resolved* (the Senate concurring), That 2,000 copies of Prof. R. C. Kedzie's lecture on illuminating oils, delivered in this Representative hall on the evening of January 25, 1877, be printed in pamphlet form for the use of members of the Senate and House,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without recommendation, but with the following estimate of cost of printing: 1,000 copies, \$25.00; 2,000 copies, \$35.00; and \$10.00 for each additional 1,000 copies; and ask to be discharged from the further consideration of the subject.

JEROME WINCHELL, *Chairman*.

Report accepted and committee discharged.

The question being on the adoption of the resolution,

Mr. Ferguson moved to amend by making the number 3,000 instead of 2,000;

Which motion did not prevail.

Mr. Wood moved to amend by making the number 1,000 instead of 2,000;

Mr. Cheney moved to amend the amendment by making the number 1,900;

Which motion did not prevail.

The amendment making the number 1,000 was then not agreed to.

The question being on the adoption of the resolution,

Mr. Ferguson moved to amend by making the number 2,500;

Which motion did not prevail.

The resolution was then adopted.

By the committee on state prison:

The committee on state prison, to whom was referred

House bill No. 471, entitled

A bill to alter and amend sections 23, 24, 32, 71, 72, and 74 of, and add a new section to, act No. 213, of the session laws of 1875, entitled "An act to revise and consolidate the laws relative to the State Prison, and the government and discipline thereof, and to repeal all acts inconsistent therewith," approved May 3, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

G. M. SMITH, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on local taxation:

The committee on local taxation, to whom was referred

House bill No. 599, entitled

A bill to extend the time to collect the State and county taxes of the fifth ward in the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to extend the time to collect the State and county taxes in the fifth ward of the city of Detroit,

Recommending that the substitute be concurred in, and that the substitute

do pass, and asked to be discharged from the further consideration of the subject.

A. D. HALL, *Acting Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gies,

The House concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Gies,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage;

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. Lee,	Mr. Stanchfield,
Allen,	Gibbs,	Little,	Stephenson,
Allman,	Gies,	Ludlow,	Stevens,
N. Baker,	Gould,	Martin,	Stinchcomb,
Baldwin,	Hall,	Moore,	Thomson,
Brown,	Hamilton,	North,	S. W. Turner,
Chase,	Hankerd,	Norton,	Twadell,
Cheney,	Harrington,	Parsons,	Walkinshaw,
Clark,	Hawley,	Palmer,	Welker,
Conely,	Hill,	Prindle,	Willett,
Coon,	Ireland,	Reed,	Winchell,
Crandell,	Jewell,	Rork,	White,
Curtiss,	S. Johnson,	Sharts,	Wood,
Davis,	W. W. Johnson,	Shetterly,	Woodworth,
Eaton,	Jones,	Smith,	Yeomans,
Elliott,	Keeler,	Stafford,	Speaker,
Farr,			

65

#### NAYS.

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The question being on agreeing to the title,

Mr. Gies moved to amend the title so as to read as follows:

A bill to extend the time for the collection of taxes in the township of Grosse Pointe, in the county of Wayne;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Gies,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Stevens, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 170 (G. O. 97), entitled

A bill to amend sections 2 and 23 of act No. 215, laws of 1873, entitled, "An act to incorporate the village of 'Howard City,'" approved March 14, 1873;

Which motion prevailed.

On motion of Mr. Stevens,

The bill was put upon its immediate passage.

The bill was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. Lee,	Mr. Stanchfield,
Allen,	Gibbs,	Little,	Stephenson,
Allman,	Gies,	Ludlow,	Stinchcomb,
N. Baker,	Gould,	Martin,	Thomson,
Brown,	Hall,	Moore,	S. W. Turner,
Chase,	Hamilton,	North,	Twadell,
Cheney,	Harrington,	Norton,	Van Raalte,
Clark,	Hawley,	Parsons,	Walkinshaw,
Conely,	Hill,	Prindle,	Welker,
Coon,	Ireland,	Reed,	Willetts,
Crandell,	Jewell,	Rork,	Winchell,
Curtiss,	W. W. Johnson,	Sharts,	White,
Eaton,	Jones,	Shetterly,	Wood,
Elliott,	Keeler,	Smith,	Yeomans,
Farr,	Knight,	Stafford,	Speaker, 60

## NAYS.

Title agreed to.

On motion of Van Raalte,

By a two-thirds vote of all the members elect, the bill was ordered to take immediate effect.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 210, entitled

A bill to detach certain territory from the township of Grant, in the county of Cheboygan, and to attach the same to the township of Duncan in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 450, entitled

A bill to authorize the town board of the township of Byron, in the county of Kent, to lease the upper story of the town hall of said township to Halcyon Lodge No. 244 of the Independent Order of Odd Fellows,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 402, entitled

A bill to detach certain territory from the present township of Little Traverse, in the county of Emmet, and to organize the same into a separate township, to be called Littlefield,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was recommitted

House bill No. 106, entitled

A bill for the better support of teachers' institutes, and to repeal sections 3789, 3790. and 3791 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill for the better support of teachers' institutes, and to repeal sections 3789, 3790, and 3791 of the compiled laws of 1871,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Allen,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following :

EXECUTIVE OFFICE, }  
Lansing, February 23, 1877. }

*To the House of Representatives :*

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to extend the time for the collection of taxes in the township of New Buffalo, Berrien county, for 1876.

CHARLES M. CROSWELL.

The message was laid on the table.

The Speaker also announced the following :

EXECUTIVE OFFICE, }  
Lansing, February 23, 1877. }

*To the House of Representatives :*

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to extend the time for the collection of taxes in the city of Greenville in the county of Montcalm, for the year 1876.

An act to extend the time for the collection of taxes in the township of Hamtramck in the county of Wayne, for the year 1876.

An act to extend the time for the collection of taxes in the township of Chase in the county of Lake, for the year 1876.

An act to extend the time for the collection of taxes in the city of Wyandotte, in the county of Wayne, for the year 1876.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, /  
Lansing, Feb. 23, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 53, entitled

A bill to amend sections 2, 4, 7, 13, 14, 15, 20, 24, and 28, of act No. 256, of the session laws of 1871, entitled "An act to incorporate the village of Grass Lake," approved March 31, 1871;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and,

Pending the reference,

On motion of Mr. Hankerd,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Ludlow,	Mr. Stinchcomb,
Allen,	Gies,	Martin,	Thomson,
N. Baker,	Gould,	Moore,	S. W. Turner,
Brown,	Hall,	North,	Twadell,
Cheney,	Hankerd,	Norton,	Van Raalte,
Clark,	Harrington,	Parsons,	Walkinshaw,
Conely,	Hill,	Palmer,	Welker,
Coon,	Ireland,	Prindle,	Willett,
Crandell,	Jewell,	Reed,	Winchell,
Curtiss,	S. Johnson,	Rork,	White,
Davis,	W. W. Johnson,	Shetterly,	Wood,
Eaton,	Keeler,	Smith,	Woodworth,
Elliott,	Knight,	Stafford,	Yeomans,
Farr,	Lee,	Stanchfield,	Speaker,
Ferguson,	Little,	Stephenson,	

59

NAYS.

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Title agreed to.



On motion of Mr. Hankerd,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Woodworth moved to reconsider the vote by which the House passed House bill No. 170 (G. O. 79), entitled

A bill to amend sections 2 and 23 of act No. 215, laws of 1873, entitled "An act to incorporate the village of Howard city," approved March 14, 1873;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Woodworth moved to amend the bill by striking out after the word "next" in line 2 of section 2, the words "and on the second Monday in March, annually thereafter;" and inserting in line 6 of section 2, after the word "thereafter" the words "on the second Monday in March;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Elliott,	Mr. Keeler,	Mr. Stephenson,
Allen,	Farr,	Knight,	Stevens,
Allman,	Ferguson,	Lee,	Stinchcomb,
F. A. Baker,	Gibbs,	Little,	Thomson,
N. Baker,	Gies,	Ludlow,	S. W. Turner,
Baldwin,	Gould,	Martin,	Twadell,
Brown,	Hall,	Moore,	Van Raalte,
Chase,	Hamilton,	North,	Walkinshaw,
Cheney,	Hankerd,	Norton,	Welker,
Clark,	Harrington,	Parsons,	Willetts,
Conely,	Hawley,	Palmer,	Winchell,
Coon,	Hill,	Reed,	White.
Crandell,	Ireland,	Rork,	Wood,
Curtiss,	Jewell,	Shetterly,	Woodworth,
Davis,	S. Johnson,	Smith,	Yeomans,
Dowling,	W.W. Johnson,	Stanchfield,	Speaker,
Eaton,	Jones,		

66

#### NAYS.

0

Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, February 23, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following joint resolution:  
House joint resolution No. 3, entitled

Joint resolution amending joint resolution No. 37, of session laws of 1875, authorizing the board of State Auditors to audit and pay the claims of the non-commissioned officers and musicians of the 5th, 6th, and 7th regiments of Michigan volunteer infantry, for services rendered in the month of August, 1861.

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, February 23, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 54, entitled

A bill to prevent the unlawful entry into any railroad freight car with intent to obtain carriage, etc. ;

Which has passed the Senate by a two-thirds vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on railroads.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, February 23, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 81, entitled

A bill to amend sections 5653 and 5654 of the compiled laws of 1871, being sections three and four of an act entitled "An act to provide for the appointment of a State reporter," approved April 17th, 1871 ;

And to inform the House that the Senate has amended the same by inserting at beginning of recited section 4 the figures (5654).

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

Mr. Woodworth moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Elliott,	Mr. Knight,	Mr. Stephenson,
Allen,	Farr,	Lee,	Stevens,
Allman,	Ferguson,	Little,	Stinchcomb,
F. A. Baker,	Gibbs,	Ludlow,	Thomson,
N. Baker,	Gies,	Martin,	S. W. Turner
Baldwin,	Gould,	Moore,	Twadell,

<b>Mr. Brown,</b>	<b>Mr. Hall,</b>	<b>Mr. Norton,</b>	<b>Mr. Van Raalte,</b>
Chase,	Hankerd,	Parsons,	Walkinshaw,
Cheney,	Harrington,	Palmer,	Welker,
Clark,	Hawley,	Prindle,	Willetts,
Conely,	Hill,	Read,	Winchell,
Coon,	Ireland,	Sharts,	White,
Crandell,	Jewell,	Shetterly,	Wood,
Curtiss,	S. Johnson,	Smith,	Woodworth,
Davis,	W.W. Johnson,	Stafford,	Yeomans,
Dowling,	Jones,	Stanchfield,	Speaker,
Eaton,	Keeler,		

66

NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,  
*Lansing, February 23, 1877.* }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to return to the House the following joint resolution :  
House joint resolution No. 5, entitled

A joint resolution asking Congress for an appropriation to construct a lighthouse on the point of Little Traverse harbor, in the county of Emmet, Michigan,

And to inform the House that the Senate has amended the same by striking out in line 3 of the preamble the words “a harbor second to none in natural perfection.”

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the preamble,

On motion of Mr. Gibbs,

The House concurred.

The Speaker also announced the following :

SENATE CHAMBER,  
*Lansing, February 23, 1877.* }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill :

Senate bill No. 55, entitled

A bill to change the name of Mark Anthony Greer to John Anthony Gordon,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Willett, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 142 (G. O. No. 64), entitled

A bill to re-incorporate the village of Mount Morris, in the county of Genesee.

Which motion prevailed.

On motion of Mr. Willett,

The bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Abbott,	Mr. Farr,	Mr. Knight,	Mr. Stanchfield,
Allman,	Ferguson,	Lee,	Stephenson,
F. A. Baker,	Gibbs,	Little,	Stinchcomb,
N. Baker,	Gies,	Ludlow,	Thomson,
Baldwin,	Gould,	Moore,	S. W. Turner,
Brown,	Hall,	North,	Twadell,
Chase,	Hankerd,	Norton,	Van Raalte,
Cheney,	Harrington,	Parsons,	Walkinshaw,
Clark,	Hawley,	Palmer,	Welker,
Conely,	Hill,	Prindle,	Willett,
Coon,	Ireland,	Reed,	Winchell,
Crandell,	Jewell,	Rork,	White,
Curtiss,	S. Johnson,	Sharts,	Wood,
Davis,	W. W. Johnson,	Shetterly,	Woodworth,
Dowling,	Jones,	Smith,	Yeomans,
Eaton,	Keeler,	Stafford,	Speaker,
Elliott,			

65

#### NAYS.

0

Title agreed to.

On motion of Mr. Willett,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Harrington, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 190 (G. O. 95), entitled

A bill to authorize the township board of the township of Menominee to regulate or prohibit auctions, and to license the same within the limits of the unincorporated village of Menominee in said township.

Which motion prevailed.

On motion of Mr. Harrington,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Elliott,	Mr. Little,	Mr. Stafford,
Allen,	Farr,	Ludlow,	Stanchfield,
Allman,	Ferguson,	Martin,	Stephenson,
F. A. Baker,	Gould,	Moore,	Stevens,
N. Baker,	Hall,	North,	Stinchcomb,

Mr. Baldwin, Brown, Chase, Cheney, Clark, Coon, Crandell, Curtiss, Davis, Eaton,	Mr. Hamilton, Harrington, Hill, Ireland, Jewell, S. Johnson, W. W. Johnson, Jones, Keeler, Lee,	Mr. Norton, Parsons, Palmer, Prindle, Reed, Rork, Sharts, Shetterly, Smith,	Mr. Thomson, S. W. Turner, Twadell, Van Raalte, Walkinshaw, Welker, Willett, White, Speaker,
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NAYS. •

Mr. Dowling, Knight,	Mr. Winchell,	Mr. Woodworth,	Mr. Yeomans,
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5

Title agreed to.

Mr. Thomson moved that the bill be ordered to take immediate effect ;

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

Mr. Allen moved that the House take a recess until 2 o'clock P. M. ;

Pending which,

Mr. Wood moved that the House do now adjourn until next Monday at 8:30 P. M.

Mr. Winchell demanded the yeas and nays.

The demand was seconded, and the motion to adjourn did not prevail, by yeas and nays, as follows :

YEAS.

Mr. F. A. Baker, Baldwin, Chase, Conely, Coon,	Mr. Davis, Dowling, Elliott, Gies, Harrington,	Mr. Howland, Moore, North, Norton, Prindle,	Mr. Reed, Shetterly, Stevens, Walkinshaw, Wood,
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20

NAYS.

Mr. Abbott, Allen, Allman, N. Baker, Brown, Cheney, Clark, Crandell, Curtiss, Eaton, Farr, Ferguson, Gibbs,	Mr. Gould, Hall, Hamilton, Hankerd, Hawley, Hill, Ireland, Jewell, S. Johnson, W. W. Johnson, Jones, Keeler,	Mr. Knight, Lee, Ludlow, Martin, Parsons, Palmer, Rork, Sharts, Smith, Stafford, Stanchfield, Stephenson,	Mr. Stinchcomb, Thomson, S. W. Turner, Twadell, Van Raalte, Welker, Willett, Winchell, White, Woodworth, Yeomans, Speaker,
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49

The motion to take a recess until 2 o'clock P. M. then prevailed.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the regular order of business.

## THIRD READING OF BILLS.

Senate bill No. 25, entitled

A bill to provide an annual appropriation for the benefit of the Pioneer Society of the State of Michigan;

Pending the reading thereof,

On motion of Mr. Conely,

The bill was laid on the table.

House bill No 91 (G. O. 52) entitled

A bill for the protection of guests of hotels from danger by fire,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Farr,	Mr. Kelley,	Mr. Stafford,
Allman,	Ferguson,	Knight,	Stanchfield,
F. A. Baker,	Gibbs,	Lee,	Stephenson,
N. Baker,	Hall,	Little,	Stevens,
Brown,	Hamilton,	Ludlow,	Stinchcomb,
Chase,	Hankerd,	McArthur,	Thompson,
Cheney,	Hawley,	Martin,	Twadell,
Clark,	Hill,	Moore,	Van Raalte,
Conely,	Howland,	North,	Welker,
Coon,	Ireland,	Norton,	Willett,
Crandell,	Jewell,	Phelps,	Winchell,
Curtiss,	S. Johnson,	Reed,	White,
Davis,	W. W. Johnson,	Rork,	Woodworth,
Dowling,	Jones,	Shetterly,	Yeomans,
Eaton,	Keeler,	Smith,	Speaker,
Elliott,			

61

## NAYS.

Mr. Sharts,

1

Title agreed to.

House bill No. 1 (G. O. No. 55), entitled

A bill to facilitate the organization of mutual benefit and coöperative associations within this State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Ferguson,	Mr. Knight,	Mr. Stafford,
Allman,	Gibbs,	Lee,	Stanchfield,
F. A. Baker,	Gies,	Little,	Stephenson,
N. Baker,	Hall,	Ludlow,	Stevens,
Brown,	Hamilton,	McArthur,	Stinchcomb,
Chase,	Hankerd,	Martin,	Thomson,

Mr. Cheney,	Mr. Hawley,	Mr. Moore,	Mr. Twadell,
Clark,	Hill,	North,	Van Raalte,
Conely,	Howland,	Norton,	Welker,
Coon,	Ireland,	Parsons,	Willett,
Crandell,	Jewell,	Phelps,	Winchell,
Curtiss,	S. Johnson,	Reed,	White,
Davis,	W.W. Johnson,	Rork,	Wood,
Dowling,	Jones,	Sharts,	Woodworth,
Eaton,	Keeler,	Shetterly,	Yeomans,
Elliott,	Kelley,	Smith,	Speaker,
Farr,			

65

NAYS.

0

Title agreed to.

House bill No. 110 (G. O. 54), entitled

A bill to amend section 9 of act No. 152 of the session laws of 1875, approved April 29, 1875, being an act to amend section 9 of chapter 130 of the revised statutes of 1846, being compiler's section 6920 of the compiled laws of 1871, relative to foreclosure by advertisement,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Farr,	Mr. Knight,	Mr. Stanchfield,
Allman,	Ferguson,	Lee,	Stephenson,
F. A. Baker,	Gibbs,	Little,	Stevens,
N. Baker,	Gies,	Ludlow,	Stinchcomb,
Brown,	Hall,	McArthur,	Thomson,
Chase,	Hamilton,	Martin,	Twadell,
Cheney,	Hankerd,	Moore,	Van Raalte,
Clark,	Hawley,	North,	Welker,
Conely,	Hill,	Norton,	Willett,
Coon,	Howland,	Parsons,	Winchell,
Crandell,	Ireland,	Phelps,	White,
Curtis,	Jewell,	Reed,	Wood,
Davis,	S. Johnson,	Rork,	Woodworth,
Dowling,	W.W. Johnson,	Sharts,	Yeomans,
Eaton,	Jones,	Smith,	Speaker,
Elliott,	Keeler,	Stafford,	

63

NAYS.

0

Title agreed to.

House bill No. 100 (G. O. 56), entitled

A bill to authorize any company that may be formed under the general laws of this State for the purpose of building a plank, wood, block, gravel or stone road from some point on Griswold street in the city of Port Huron, to the northwest corner of section 17, in town 6 north of range 16 east, or to any point farther west, to charge and receive tolls for travel on said road at the rate of three cents a mile for double teams, and one-half that rate for single teams, for the period of six years;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Allen,	Mr. Farr,	Mr. Lee,	Mr. Stevens,
Allman,	Ferguson,	Little,	Stinchcomb,
F. A. Baker,	Gies,	Ludlow,	Thomson,
N. Baker,	Hall,	McArthur,	S. W. Turner,
Chase,	Hamilton,	Moore,	Twadell
Cheney,	Hill,	North,	Van Raalte,
Clark,	Howland,	Norton,	Welker,
Conely,	Ireland,	Reed,	Willett,
Coon,	S. Johnson,	Rork,	Winchell,
Crandell,	W. W. Johnson,	Sharts,	White,
Curtiss,	Jones,	Shetterly,	Wood,
Davis,	Keeler,	Stafford,	Woodworth,
Dowling,	Kelley,	Stanchfield,	Yeomans,
Eaton,	Knight,	Stephenson,	Speaker,
Elliott,			

57

## NAYS.

Mr. Brown,	Mr. Hankerd,	Mr. Jewell,	Mr. Phelps,
Gibbs,	Hawley,	Parsons,	
Title greed to.			

7

## MOTIONS AND RESOLUTIONS.

Mr. Farr moved to discharge the committee of the whole from the further consideration of

House bill No. 117 (G. O. 121), entitled

A bill to amend an act entitled "An act to detach certain territory from the township of Manistee and Stronach in the county of Manistee, and to organize such territory so detached into a township by the name of Filer," and to legalize certain action taken thereunder.

Which motion prevailed.

On motion of Mr. Farr,

The bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Ferguson,	Mr. Lee,	Mr. Stafford,
Allman,	Gibbs,	Little,	Stephenson,
F. A. Baker,	Gies,	Ludlow,	Stevens,
N. Baker,	Hall,	McArthur,	Stinchcomb,
Brown,	Hamilton,	Martin,	Thomson,
Chase,	Hankerd,	Moore,	S. W. Turner,
Cheney,	Hawley,	North,	Twadell,
Clark,	Hill,	Norton,	Van Raalte,
Conely,	Howland,	Parsons,	Welker,
Coon,	Ireland,	Phelps,	Willett,
Crandell,	Jewell,	Reed,	Winchell,
Curtiss,	S. Johnson,	Rork,	White,
Davis,	W. W. Johnson,	A. J. Sawyer,	Wood,
Dowling,	Jones,	Sharts,	Woodworth,
Eaton,	Keeler,	Shetterly,	Yeomans,

Mr. Elliott, Farr,	Mr. Kelley, Knight,	Mr. Smith,	Mr. Speaker,	66
NAYS.				0

Title agreed to.

On motion of Mr. Farr,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Ferguson moved to discharge the committee of the whole from the further consideration of

House bill No. 128 (G. O. 77), entitled

A bill to incorporate the village of Bangor;

Which motion prevailed.

On motion of Mr. Ferguson,

The bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Allen, Allman, F. A. Baker, N. Baker, Brown, Chase, Cheney, Clark, Conely, Coon, Crandell, Curtiss, Davis, Dowling, Eaton, Elliott, Farr,	Mr. Ferguson, Gibbs, Gies, Hall, Hamilton, Hankerd, Hawley, Hill, Howland, Ireland, Jewell, S. Johnson, W.W. Johnson, Jones, Keeler, Knight, Lee,	Mr. Little, Ludlow, McArthur, Martin, Moore, North, Norton, Parsons, Phelps, Reed, Rork, A. J. Sawyer, Sharts, Shetterly, Smith, Stafford,	Mr. Stanchfield, Stephenson, Stevens, Stinchcomb, Thomson, S. W. Turner, Twadell, Van Raalte, Welker, Willett, Winchell, White, Wood, Woodworth, Yeomans, Speaker,	66
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#### NAYS.

0

Title agreed to.

On motion of Mr. Ferguson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Wood offered the following:

*Resolved*, That the clerk of the House is hereby directed to indorse upon each bill reported to the House the name of the committee reporting the same, and how said committee reported, and that the same be printed on said bill when ordered to be printed.

On motion of Mr. Hamilton,

The resolution was referred to the committee on rules and joint rules.

Mr. Yeomans offered the following:

*Resolved*, That when this House adjourn, it be until Monday next at half-past 8 o'clock P. M.

Mr. Smith demanded the yeas and nays on the adoption of the resolution.

The demand was seconded, and pending the taking of the vote thereon,  
Mr. Conely moved to amend the resolution by making the time 2 o'clock  
P. M. ;

Which motion did not prevail.

The resolution was then not adopted, by yeas and nays, as follows :

#### YEAS.

Mr. Allen,	Mr. Crandell,	Mr. Hill,	Mr. Reed,	
F. A. Baker,	Davis,	Howland,	A. J. Sawyer,	
N. Baker,	Dowling,	Jewell,	Shetterly,	
Chase,	Elliott,	Martin,	Stevens,	
Clark,	Ferguson,	North,	Winchell,	
Conely,	Hall,	Norton,	Wood,	
Coon,	Hankerd,	Parsons,	Yeomans,	28

#### NAYS.

Mr. Allman,	Mr. S. Johnson,	Mr. McArthur,	Mr. Stinchcomb,	
Brown,	W.W. Johnson,	Moore,	Thomson,	
Cheney,	Jones,	Phelps,	S. W. Turner,	
Curtiss,	Keeler,	Rork,	Twadell,	
Eaton,	Kelley,	Sharts,	Welker,	
Farr,	Knight,	Smith,	Willet,	
Gibbs,	Lee,	Stafford,	White,	
Hamilton,	Little,	Stanchfield,	Woodworth,	
Hawley,	Ludlow,	Stephenson,	Speaker,	
Ireland,				37

Pending the announcement of the vote,

Mr. Kelley moved that Mr. Van Raalte be excused from voting ;

Which motion prevailed.

Mr. Crandell moved that Mr. F. A. Baker be excused from voting ;

Which motion did not prevail.

Mr. F. A. Baker then voted as recorded above.

Mr. Allen moved that Mr. Little be excused from voting ;

Which motion did not prevail.

Mr. Little then voted as recorded above.

Mr. Knight moved that Mr. Stanchfield be excused from voting ;

Which motion did not prevail.

Mr. Stanchfield then voted as recorded above,

Mr. Conely moved that the House do now adjourn ;

Which motion did not prevail.

Mr. A. J. Sawyer moved that when this House adjourn to-day it be until  
Monday at 2 o'clock P. M. ;

Mr. Hill moved to amend by making the time 7 o'clock P. M. ;

Which motion did not prevail.

Mr. Wood moved to amend by making the time 7:30 o'clock P. M. ;

Which motion did not prevail.

Mr. Wood moved to amend by making the time 8:30 o'clock P. M. ;

Pending which,

Mr. Smith moved that the House do now adjourn ;

Which motion did not prevail.

The question being on agreeing to the amendment making the time 8:30 P. M.,

Mr. Willett moved to amend the amendment by making the time 10 o'clock A. M.

Mr. Brown demanded the yeas and nays.

The demand was seconded, and pending the taking of the vote thereon,

On motion of Mr. Smith,

The House adjourned.

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*Lansing, Monday, February 26, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Wilkins.

Roll called: quorum present.

Absent without leave, Messrs. Allen, Howland, Hayes, Palmer, Reed, Walkinshaw, and Wood.

Mr. Yeomans asked and obtained leave of absence for Mr. Hayes for the day.

Mr. Sharts asked and obtained leave of absence for Mr. Reed for the day.

Mr. Hankerd asked and obtained leave of absence for Mr. Wood for the day.

Mr. Keeler asked and obtained leave of absence for Mr. Walkinshaw for the forenoon.

Mr. Parsons asked and obtained leave of absence for Mr. Howland for the day.

Mr. Stanchfield asked and obtained leave of absence for Mr. Palmer indefinitely, on account of sickness in his family.

Mr. S. W. Turner asked and obtained leave of absence for Mr. Allen for the day.

#### PRESENTATION OF PETITIONS.

No. 456. By Mr. Phelps: Memorial of the Board of Supervisors of Mecosta county, relative to county superintendents of schools.

On demand of Mr. Phelps,

The memorial was read at length and spread at large on the journal, as follows:

By Mr. Roberts:

*Whereas*, The present system of Township Superintendents of Schools is working a great injury to many of the schools in the rural districts and townships of Northern Michigan, in that they have no suitable or competent persons to examine teachers, and that there is not that unity of action in the interest of education that is necessary for the highest efficiency of the schools; and

*Whereas*, While the county system had some objectionable features, nevertheless we would request the honorable members of the Legislature from this district to use their influence to have the county system revived, with suitable amendments thereto, relieving it of such objectionable features; one of which might be removed by dividing large counties into two or more districts, each having its own superintendent. Another might be removed by leaving it to a vote of the people in each county whether they will have the system of town-

ship or county superintendents in their county, and providing that such vote shall not be taken more than once in five years.

*Resolved*, That the clerk of this Board transmit a copy of the foregoing to each of our members in the State Legislature.

Adopted.

STATE OF MICHIGAN, }  
COUNTY OF MECOSTA, } ss.

I, CHARLIE GAY, Clerk of the County of Mecosta, and Clerk of the Circuit Court of said county, do hereby certify that I have compared the foregoing, adopted at the January session of the Board of Supervisors of said county, with the original record now remaining in my office, and have found the same a correct transcript therefrom, and of the whole of such original record.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the seal  
[L. S.] of said Circuit Court, this 20th day of January, A. D.  
1877.

CHARLIE GAY,  
*Clerk of the Board of Supervisors.*

Referred to the committee on education.

No. 457. By Mr. Phelps: Memorial of the common council of Big Rapids, against applying the liquor tax to the support of the poor.

On demand of Mr. Phelps,

The memorial was read at length and spread at large on the journal, as follows:

*Whereas*, We have learned from our Representatives in the State Legislature that an effort is being made, and a bill has been introduced, to so amend section 13 of act No. 228 of the session laws of 1875, as to make the saloon tax payable to the general poor fund of the county, instead of the municipalities in which the saloons are situated; and

*Whereas*, The care and vexation of looking after and regulating such saloons and the increased outgoes and expenditures incurred by reason thereof, and the duties of keeping the peace and providing for the safety of the community, devolve wholly upon the municipal corporations where such saloons are situated; therefore

*Resolved*, By the common council of the city of Big Rapids, that we emphatically disapprove of any change in the law directing the application of moneys received for licenses for selling spirituous liquors, and that we respectfully request our Representatives in the State Legislature to oppose the contemplated change in said law, and that the Mayor and Recorder transmit a copy of this resolution to the Hon. Fitch Phelps and Hon. M. E. Burch, at the earliest practicable moment.

Adopted February 13, 1877.

COUNTY OF MECOSTA, }  
*City of Big Rapids.* } ss.

We do hereby certify that the foregoing is a true copy of a resolution passed by the common council of said city.

S. P. PHELPS, *Mayor.*

W. W. CARPENTER, *Recorder.*

Referred to the committee on the liquor traffic.

No. 458. By Mr. Phelps: Memorial of the Board of Supervisors of Mecosta county in favor of the passage of a bill to provide for the punishment of parents and others for the brutal and inhuman treatment of children.

On demand of Mr. Phelps,

The memorial was read at length and spread at large on the journal, as follows:

The following preamble and resolutions were offered by Mr. Webster:

*Whereas*, The laws of this State appear to be sadly deficient in regard to provisions for the proper and adequate punishment of parents and guardians who may be guilty of brutal and atrocious maltreatment of their children or wards (as instances recently occurring in this county but too plainly demonstrate); therefore

*Resolved*, That the attention of the Legislature now in session be called to the shortcomings of our statutes in this particular, and that it be respectfully requested to provide for offenses of the character mentioned such reasonable and appropriate punishment as common humanity and the good of society may seem to demand.

*Resolved*, That the Clerk of this Board be and is hereby instructed to forward to our Senator and Representative in the State Legislature, certified copies of the foregoing preamble and resolution.

Adopted.

STATE OF MICHIGAN, }  
COUNTY OF MECOSTA, } ss.

I, CHARLIE GAY, Clerk of the County of Mecosta, and Clerk of the Circuit Court of said county, do hereby certify that I have compared the foregoing, adopted at the January session of the Board of Supervisors of said county, with the original record now remaining in my office, and have found the same a correct transcript therefrom, and of the whole of such original record.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the seal

[L. S.] of said Circuit Court, this 20th day of January, A. D.  
1877.

CHARLIE GAY!

*Clerk of the Board of Supervisors.*

Referred to the committee on the judiciary.

Nos. 459, 460, 461, 462, 463, 464. By Mr. A. J. Sawyer: In all six petitions signed by citizens of Ann Arbor, asking that if the charter of said city be amended, it shall not be so amended as to take the power from the common council to levy a tax upon the business of selling spirituous liquors, unless the State tax be increased to \$100 on wine and beer.

On demand of Mr. A. J. Sawyer,

The first petition was read at length and spread at large on the journal, together with the names signed to the five others, and the communication accompanying the same, as follows:

*To the Honorable Senate and House of Representatives of the State of Michigan:*

The undersigned, citizens of Ann Arbor, have been informed that a bill has been introduced into the Senate repealing that portion of Sec. 2, Title V., of the charter of the city of Ann Arbor, making it the duty of the common council to provide, by ordinance, for the assessment and collection of a license tax of at least \$100, and not exceeding \$200 on saloons and victualing houses.

Your petitioners, therefore, respectfully remonstrate against the passage of said bill, unless the State tax on wine and beer saloons shall be increased to \$100.

Your petitioners further represent that they are informed that if the Senate

bill becomes a law it will deprive the common council of said city of all authority hereafter to tax saloons in said city, and we respectfully but earnestly request that the bill may be so amended as to leave the power in the common council hereafter to levy such tax on saloons as may be deemed desirable, and for the best interests of the city and the University.

Ann Arbor, Feb. 17, 1877.

Franklin Cate,  
A. M. Doty,  
Moses Rogers,  
P. L. Page,  
J. Ferdon,  
H. D. Brumtown,  
S. P. Foster,  
Aretus Dunn,  
Henry C. Waldron,  
W. W. Whedon,  
S. Hendrickson,  
Jacob Hendrickson,  
P. B. Ross,  
J. T. Hallock,  
Henry Fisher,  
D. W. Amsden,  
T. J. Hallock,  
Wm. Kerr,  
Jared Stocking,  
O. A. Kelley,  
Hanson Sessions,  
A. W. Armes,  
S. Reed,  
James B. Angell,  
J. K. Knight,  
J. Valland,  
Wm. Noble,  
John O. Banks,  
Chas. E. Hiscox,  
C. E. Latimer,  
Paul Minnis,  
Henry Allmendinger,  
O. F. Webster,  
W. W. Wines,  
Chas. H. Worden,  
C. O. Willis,  
A. M. Reynolds,  
John H. Nickels,  
John Thompson,  
Wm. Hulbert,  
L. D. Hale,  
M. Seabolt,  
David Rinsey,  
Andrew Bell,  
C. Spoar,

W. A. Folchard.  
C. H. Comstock,  
P. M. Burlingame,  
James B. Gott,  
Fred. T. Brown,  
D. E. Wines,  
Seth Thompson,  
N. Arksey,  
James M. Cole,  
George Collins,  
John Ayers,  
Walter B. Pitkin,  
Friend Webster,  
William Tate,  
Geo. W. Moore,  
E. S. Dunster,  
G. L. Frothingham,  
John H. Taylor,  
P. B. Ingalls,  
R. Waterman,  
H. Godfery,  
Benjamin P. Cocker,  
H. R. Cocker,  
L. M. Lyon,  
H. W. Hyatt,  
I. M. Wheeler,  
S. T. Otis,  
Samuel Crossman,  
J. F. Nichols,  
Nelson Edmonds,  
J. Austin Scott,  
James A. De Van,  
Wm. Scott,  
M. B. Gelston,  
Patrick O'Brian,  
Russel B. Poper,  
Charles H. Brigham,  
M. S. Pulcifer,  
Geo. Sharpless,  
C. G. Clark,  
Lenox North,  
John B. Geddey,  
L. Higley,  
G. L. Watkins,  
Dan'l Hescort,

C. L. Pack,  
T. P. Amsden,  
Geo. Grenville,  
C. Bliss,  
W. Morton,  
E. Thatcher,  
S. N. House,  
L. H. Willson,  
J. C. Knowlton,  
Bery Day,  
John C. Shaw,  
R. D. Horton,  
Maltby Gelsten,  
J. B. Steere,  
Andrew Ten Brook,  
George Speechby,  
James Shirley,  
W. A. Shaw,  
C. A. Lewis,  
J. E. Sumner,  
Alvin Wilsey,  
C. K. Adams,  
John Sears,  
E. B. Gidley,  
A. H. Pattengill,  
Elisha Jones,  
Chipman Smitt,  
V. H. Lane,  
A. B. Palmer,  
C. L. Ford,  
Martin L. D'Ooge,  
Albert B. Prescott,  
N. T. Frieze,  
E. Steele,  
Robt. B. Glasier,  
Austin A. Woods,  
Albert R. Hammond,  
Horan Carpenter,  
Thos. T. McDonald,  
Jerome Morse,  
Wm. Cousins,  
C. Barkus,  
N. Eastwood,  
Lovel Harrison,  
Wm. Brock,



Wm. A. Hatch,  
 W. F. Breakey,  
 Wm. McCreery,  
 Jno. Moore,  
 P. D. Woodruff,  
 Isaac Dunn,  
 Alem Sager,  
 James Toms,  
 John Hall,  
 Caleb Eldridge,  
 N. H. Pierce,  
 H. W. Kurdes,  
 T. J. Clark,  
 E. C. Clark,  
 A. Grandbois,  
 E. M. Sprague,  
 E. A. Sprague,  
 H. Powell,  
 C. E. Pryer,  
 H. R. Powell,  
 D. L. Gates,  
 Ed. H. Pierce,  
 C. Place,  
 E. Place,  
 Tom Burress,  
 A. Burress,  
 D. S. Herron,  
 C. Greenman,  
 C. Dean,  
 A. Shay,  
 J. C. King,  
 William White,  
 Mrs. E. P. White,  
 James D. White,  
 D. White,  
 M. Crawford,  
 Bradford White,  
 L. D. White,  
 M. E. White,  
 Horace Kellogg,  
 Mary J. Kellogg,  
 Eva Saunders,  
 L. Saunders,  
 A. C. Kellogg,  
 L. B. Kellogg,  
 Horace Kellogg,  
 Frank M. Strong,  
 John Finnegan,  
 Lewis Moore,  
 Eli W. Moore,  
 George Kelutt,

C. B. Cook,  
 D. W. Wogle,  
 Theodore Taylor,  
 L. S. Lerch,  
 A. C. Gower,  
 George L. Moore,  
 Chas. S. Crosman,  
 A. J. Saunders,  
 J. B. Saunders,  
 E. C. Felch,  
 N. L. Felch,  
 M. A. Barnes,  
 Ben. F. Acksey,  
 D. S. Wood,  
 Mrs. D. S. Wood,  
 Hattie E. Maynard,  
 F. E. Lansing,  
 A. H. Roys,  
 L. A. Roys,  
 Augusta P. Walter,  
 Mrs. Augusta Walter,  
 Mr. Gustav W. Walter,  
 Emil Walter,  
 Mrs. Eva Miller,  
 Mrs. J. Mummery,  
 Mr. Mummery,  
 Susie Spoor,  
 Celia Banister,  
 Mary Mulholland,  
 Franc R. Larned,  
 Mrs. J. L. White,  
 John L. White,  
 Harvey Banister,  
 Sarah A. Banister,  
 Mary A. Banister,  
 Cyrus Banister,  
 John L. Banister,  
 Willie Banister,  
 A. D. Davis,  
 Jane Davis,  
 Irving Davis,  
 ——— Hiller,  
 Mrs. Mattie B. Eberbach,  
 Mrs. L. W. Bodwell,  
 L. W. Bodwell,  
 Edward Ostrander,  
 David Stoll,  
 Jonas Beck,  
 Carl Ballferny,  
 Miss L. Osander,  
 Almira Pomeroy,

T. H. Taylor,  
 S. F. Little,  
 John A. Gates,  
 Norman D. Gates,  
 James M. Cook,  
 D. McMillars,  
 C. T. Wilmot,  
 Fannie L. Doane,  
 Clara L. Doane,  
 Fannie Barnett,  
 Mrs. A. H. Markham,  
 Mary Markham,  
 Anna Ziegler,  
 A. H. Markham,  
 D. B. Brown,  
 Anna Brown,  
 Lucy Brown,  
 M. Barber,  
 J. Traver,  
 M. Holchard,  
 E. Robinson,  
 S. Haskell,  
 W. S. Haskell,  
 T. D. Haskell,  
 Edward Olney,  
 George Jacobus,  
 William Jacobus,  
 J. F. Royes,  
 I. N. Demmon,  
 F. A. Johnson,  
 John Sears,  
 T. M. Marcellus,  
 Mary Sears,  
 S. F. Sears,  
 N. A. Truman,  
 W. G. Tibbals,  
 E. J. Knowlton,  
 J. C. Knowlton,  
 John Armstrong,  
 D. R. Kelley,  
 J. R. Sage,  
 J. R. Davis,  
 B. Howard,  
 G. E. Moore,  
 James McMahon,  
 John Ross,  
 George Horn,  
 P. Schuyler,  
 Benjamin Parsons,  
 John O'Keiff,  
 B. Marshall,

P. H. Zacharias,  
Amos Spokes,  
G. H. Rhodes,  
C. J. Storms,  
John W. Johnston,  
M. E. Johnston,  
Mrs. Ann Be. ding,  
Martin M. Seabolt,  
Wm. A. Guthrie,

L. E. Pomeroy,  
Mrs. J. J. Ellis,  
Mrs. H. M. Bailey,  
Geo. W. Bailey,  
Mrs. Carrie Morse,  
Sarah C. Halleck,  
Marian A. Case,  
Mary A. Cleaver,

W. B. Vaughn,  
O. G. Siler,  
D. S. Fleming,  
Marquis D. Miller,  
William Hilton,  
Thomas J. Keech,  
Wirt D. Williams,  
Willard Banfield.

LAW OFFICE OF EDWARD D. KINNE, {  
Ann Arbor, Mich., Feb. 20, 1877. }

*To the Honorable Senate and House of Representatives of the State of Michigan:*

If the effect of the bill is to deprive the council of all authority to impose a tax, then I think it should be so amended as to save such power, leaving the matter wholly under the control of the council.

Respectfully yours,

E. D. KINNE.

Referred to the committee on municipal corporations.

No. 465. By Mr. McArthur: Petition of Wm. Briggs, L. G. Bachelder, and thirteen others, freeholders of the township of Burt in the county of Cheboygan, that surveyed townships 34 and 35 north range 3 west, be detached from said townships and organized into a new township;

Referred to the committee on towns and counties.

No. 466. By Mr. McArthur: Memorial of the common council of the village of Cheboygan, relative to the act for the incorporation of said village;

Referred to the committee on municipal corporations.

No. 467. By Mr. Ferguson: Petition of W. G. Brown, A. E. Barber, R. Baker, and 34 others of Van Buren county, to bring all railroads under the general law and establishing uniform rates on freight;

Referred to the committee on railroads.

No. 468. By Mr. Stanchfield: Petition of Isaac Grant, August C. Towner, C. M. C. Ross, and 28 other citizens of Lake county, asking for a law prohibiting hunting deer with dogs and hounds;

Referred to the committee on State affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on the asylum for the Deaf, Dumb and Blind:

The House committee on the Flint Institution for educating the Deaf and Dumb, and the Blind, report that they have made an inspection of the institution, in company with the corresponding committee of the Senate, and have informed themselves as far as possible of what is being done to improve the condition of these two classes of unfortunates. Your committee are gratified at the evident care with which all details connected with the business management of the institution are treated. The present distribution of the main responsibilities of the school commends itself to our judgment. This plan has been in use but a short time; it places the care of the purchases and of all supplies in the hands of the executive member of the Board of Trustees, assisted by the steward, leaving the principal of the school opportunity to devote his entire attention to the education, proper, of the pupils. There is, of course, necessity for frequent consultation between the educational and business officers of the institution, and their offices are mutual aids; but the plan of having one man's

energies divided between the two classes of diverse responsibility may be considered to have been outgrown as far as the school at Flint is concerned.

With the services and promise of the acting principal, your committee are more than satisfied. We think it desirable that the State should have the benefit of his service for a long period; after the proper amount of experience your committee will be gratified to learn that he is appointed to the full rank and salary of the chief educator of the school. And in expressing a wish that the State may have a long period of service from its well qualified officers, your committee deem it wise to suggest that the duties of these public servants shall be so arranged that they may have some opportunity regularly to extend their personal culture, and thus increase their fitness for their public service.

Although counter to the earnest wish of the trustees of the institution, and to their judgment on the needs of the case, it is recommended that the plan of erecting additional buildings for the shops be abandoned for the present, and that the want of room be remedied by the separation of the blind department from the school at Flint and its establishment under some new provision at the earliest possible day. The plan is commended by the message of ex-Gov. Bagley and by the Board of Public Charities in their recent report, and is demanded by the evils incident to the attempt to do the utmost for each class when they are made a part of one work. The disadvantages of the existing arrangement are chiefly to the blind. As matters now are the two classes use everything of the school in common. The impropriety of this will be suggested by the consideration that the two losses of the senses by the two classes are such as to make them entirely unable to communicate with each other.

The committees are convinced that it is time to remove the Blind Department from Flint; a bill has been introduced in the Senate for securing this end. If for any reason it is not practicable to provide for the erection of a new building for this purpose before the next Legislative session, it is recommended that the Board of Public Charities be instructed to consider as to the removal of the Blind Academy either to an establishment by itself or to an institution other than the one at Flint. In the latter case, the Blind school should have a building of its own, and constructed with reference to its wants, an independent Principal, and the most complete facilities for training their faculties and developing their capacity for self-support, but have in common with the other institution the kitchen, bakery, laundry, water and gas supply, and whatever pertains to the system of supplies in general.

This latter plan commends itself on the score of economy, although no one would urge that a sacrifice be made of the real needs of the blind to gain the use of any machinery now established. In case the proper provision is not made by the present Legislature, your committee recommend, for reasons of urgent necessity, that the Board of Public Charities, or a commission appointed for the purpose, be instructed to take the arrangements for a removal under consideration and report to the next Legislature plans as fully matured as may be, whereby the needs of the blind may at an early day have better attention.

When this change is made, about 17 per cent of the pupils at the Flint Institution will be withdrawn from that school, and increased room will be gained for those who remain, without any increase of buildings at present.

It is undeniable that increased room must be had. The crowded condition of the dormitories necessitated by present arrangements is thoroughly vicious, both in point of health and general morals. The old chapel room now occupied by the shoe shop should be at once vacated, and temporarily devoted to dormitory

purposes. It is the plan of the Trustees to make this change, and also to divide the dormitories into alcoves by the erection of wood partitions. This arrangement commends itself to the judgment of the committee, and is approved by an eminent medical authority of this State.

The shops will require a building by themselves as soon as feasible. It is the opinion of your committee that the industries have not yet fully assumed the plan that is to be permanent, and for that reason the erection of such building should be delayed for the present. Temporarily the shoe shop, which is about to be removed from the room it now occupies, can be accommodated in the cabinet-shop building.

The erection of an independent means of gas supply is asked by the Trustees, and recommended in the message of the retiring Governor. Your committee concur in the recommendation.

The joint committee of the Senate and House are substantially agreed as to the appropriations which should be made for the Flint Institution, and a bill has been introduced in the Senate for the amount recommended. We would refer you to the report of the Senate committee, who have fully itemized the appropriations recommended.

The children now being educated at Flint seem to be in good health and spirits, and making a profitable use of the opportunities for developing the capacities remaining to them. In both a moral sense and from a business point of view, the committee have confidence in the work carried on in the Michigan Institution institution for educating the Deaf and Dumb and the Blind.

Respectfully submitted.

E. P. HILL, *Chairman.*  
E. P. ALLEN,  
H. H. STAFFORD,  
R. K. TWADDELL,  
L. B. MILLER,  
*Committee.*

Report accepted and laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, February 24, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 70, entitled

A bill to amend act No. 82 of the session laws of 1873, approved April 15, 1873, by adding one new section thereto to stand as section 22, providing for the organization of mutual fire insurance companies to insure property in cities and villages exclusively.

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on insurance.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, Feb. 24, 1877.* }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 69, entitled

A bill to amend section 2 of act No. 374 of the session laws of 1869, approved March 30, 1869, as amended by act No. 229 of the session laws of 1871, relating to the incorporation of the village of Portland, Ionia county ;

2. Senate bill No. 67, entitled

A bill to amend act No. 368 of the session laws of 1875, entitled "An act to incorporate the village of Michigamme," approved April 27, 1875 :

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The second named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following :

SENATE CHAMBER, }  
*Lansing, Feb. 24, 1877.* }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 58, entitled

A bill to amend section 18 of act No. 517 of the session laws of 1867, entitled "An act to incorporate the village of Houghton," approved March 28, 1867 ;

2. Senate bill No. 61, entitled

A bill to authorize the Board of Supervisors of Houghton county to issue bonds for the purpose of raising money to improve that portion of the L'Anse bay and State line State road lying between the eastern boundary line of the village of Houghton and the line dividing the counteis of Houghton and Baraga,

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The second named bill was read a first and second time by its title, and referred to the committee on local taxation.

The Speaker also announced the following :

SENATE CHAMBER, }  
*Lansing, February 24, 1877.* }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to return to the House the following bill :

House bill No. 233, entitled

A bill to change the corporate name of the first congregational society of South Boston, Ionia county, Michigan, to "The Union Evangelical Society of South Boston," in the county of Ionia, and State of Michigan;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,

*Lansing, February 24, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following joint resolution:

House joint resolution No. 55, entitled

Joint resolution asking Congress to order a survey of Portage Lake, in Manistee county, with a view of constructing a harbor of refuge,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

#### MOTIONS AND RESOLUTIONS.

Mr. A. J. Sawyer moved to take from the table,

House bill No. 73 (G. O. 22), entitled

A bill to amend section 1 of chapter 55 of the compiled laws of 1871, being compiler's section 1984, relating to the observance of the first day of the week;

Which motion prevailed.

The question being on concurring in the amendments made by the Senate to the bill,

Mr. A. J. Sawyer moved that the House do concur,

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Allman,	Mr. Hankerd,	Mr. Martin,	Mr. Stephenson,
N. Baker,	Hawley,	Moore,	Thomson,
Brown,	Ireland,	Nixon,	S. W. Turner,
Cheney,	Jewell,	North,	Twadell,
Clark,	S. Johnson,	Parsons,	Van Raalte,
Coon,	W. W. Johnson,	Phelps,	Welker,
Curtiss,	Jones,	Rork,	Willetts,
Davis,	Keeler,	A. J. Sawyer,	Winchell,
Eaton,	Knight,	Sharts,	White,



Mr. Farr, Gibbs, Hall, Hamilton,	Mr. Lee, Ludlow, McArthur, Markham,	Mr. Shetterly, Smith, Stafford, Stanchfield,	Mr. Woodworth, Yeomans, Speaker,	51
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## NAYS.

Mr. Stinchcomb,	1
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The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Willett moved to discharge the committee of the whole from the further consideration of

House bill No. 103 (G. O. No. 128), entitled

A bill to incorporate the village of Otisville, in the county of Genesee;

Which motion prevailed.

On motion of Mr. Willett,

The bill was put upon its immediate passage.

The bill was read a third time, and pending the taking the vote on the passage thereof,

Mr. W. W. Johnson moved to amend the bill by striking out of line 18, section 3, the words "or on the next day;"

Which motion did not prevail.

Mr. Hamilton moved to amend by inserting in line 12, section 15, between the words "taken" and "without" the word "from;"

Which motion prevailed.

Mr. Hall moved to amend by inserting in line 14, section 12, after the words "same," the words "in the streets, lanes or alleys of said village;"

Which motion did not prevail.

Mr. Hamilton moved to amend by striking out of line 11, section 2, the word "described" and inserting in lieu thereof the word "prescribed."

Which motion prevailed.

Mr. Martin moved to amend by inserting in line 14, section 15, before the word "necessity" the word "public;"

Which motion prevailed.

Mr. Gibbs moved to amend by striking out of line 8, section 1, the word "town" and inserting in lieu thereof the word "village;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allman, N. Baker, Brown, Cheney, Clark, Coon, Crandell, Curtiss, Davis, Eaton, Farr, Ferguson,	Mr. Hankerd, Hawley, Hill, Howland, Ireland, Jewell, S. Johnson, W. W. Johnson, Jones, Keeler, Kelley, Knight,	Mr. McArthur, Markham, Martin, Moore, Nixon, North, Parsons, Phelps, Rork, A. J. Sawyer, Sharts, Shetterly,	Mr. Stanchfield, Stephenson, Stinchcomb, Thomson, S. W. Turner, Twadell, Van Raalte, Welker, Willett, Winchell, White, Woodworth,
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Mr. Gibbs,  
Hall,  
Hamilton,

Mr. Lee,  
Ludlow,

Mr. Smith,  
Stafford,

Mr. Yeomans,  
Speaker,

57

NAYS.

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## GENERAL ORDER.

Mr. Farr moved that the House resolve itself into committee of the whole, on the general order ;

Which motion prevailed.

The Speaker announced that the House had on Saturday, by granting the committee of the whole leave to sit again, taken the appointment of a chairman for its next session upon itself ; and that the member thus appointed was the Hon. C. D. Little, of Saginaw, and that, owing to his absence at this time, it would be necessary for the committee to elect a chairman.

Mr. Van Raalte moved that Mr. Kelley be elected chairman of the committee :

Which motion prevailed.

The House then went into committee of the whole,

Mr. Kelley in the chair.

After some time spent therein the committee rose, and through their chairman made the following report :

The committee of the whole have had under consideration the following entitled bills :

1. House bill No. 97 (G. O. 58), entitled

A bill for an act to amend an act entitled "An act to amend section 137 of chapter 136, compiler's section 3696 of compiled laws of 1871," of an act entitled "An act relative to primary schools," as amended by act No. 167, of the session laws of 1875 ;

2. House bill No. 98 (G. O. 59), entitled

A bill to authorize the city of Port Huron to refund certain taxes illegally assessed and collected for the purpose of constructing sewers in said city ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills :

3. House bill No. 37 (G. O. 25), entitled

A bill to prohibit the sale of goods and merchandise in sealed packages ;

4. Senate bill No. 31, entitled

A bill to amend section five of chapter two hundred and two of the compiled laws of 1871, being compiler's section 6443, entitled "Proceedings against garnishees ;"

5. Senate bill No. 28, entitled

A bill to amend section 4257 of the compiled laws of 1871, and act No. 46 of the session laws of 1875, approved March 20, 1875, to provide for recording patents of lands and for other purposes ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

R. J. KELLEY, *Chairman.*

Report accepted and committee discharged.

The question being on concurring in the amendments made by the committee of the whole to the first and second named bills,

On motion of Mr. Moore,

The House concurred.

The first, second, third, fourth and fifth named bills were placed on the order of third reading of bills.

On motion of Mr. Sharts,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House took up the regular order of business.

#### PRESENTATION OF PETITIONS.

No. 469. By Mr. A. J. Sawyer: Memorial of E. W. Morgan, relative to the tax laws.

On demand of Mr. A. J. Sawyer,

The memorial was read at length.

Mr. A. J. Sawyer moved that the memorial be spread at length on the journal;

Which motion did not prevail.

The memorial was then referred to the committee on ways and means.

No. 470. By Mr. Markham: Petition of Nicholas Hill, Milo Powell, T. E. Clapp and 90 others to amend section 8, act 156 session laws of 1875, relative to taxation of bank stock;

Referred to the committee on ways and means.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill and joint resolutions:

1. House bill No. 81, entitled

A bill to amend section 5654 of the compiled laws of 1871, being section four of an act entitled "An act to provide for the appointment of a State reporter," approved April 17th, 1871;

2. House joint resolution No. 3, entitled

Joint resolution amending joint resolution No. 37, of session laws of 1875, authorizing the board of State Auditors to audit and pay the claims of the non-commissioned officers and musicians of the 5th, 6th, and 7th regiments of Michigan volunteer infantry, for services rendered in the month of August, 1861;

3. House joint resolution No. 5, entitled

A joint resolution asking Congress for an appropriation to construct a lighthouse on the point of Little Traverse harbor, in the county of Emmet, Michigan;

A. W. FARR, *Chairman.*

Report accepted and committee discharged.

The report was laid on the table.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred House bill No. 445, entitled

A bill to change the corporate name of the First Baptist church and society of Sandstone, in the county of Jackson, and State of Michigan, to the First Baptist church and society of Parma, in the county of Jackson and State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration the subject.

E. J. WELKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred House bill No. 501, entitled

A bill to detach certain territory from the present township of Otsego Lake, in the county of Otsego, and to organize the same into a separate township to be known as the township of Hayes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred House bill No. 338, entitled

A bill to detach certain territory from the present township of Ecorse, in the county of Wayne, and attach the same to the township of Monguagon, in the same county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Morrison,

The bill was laid on the table.

By the committee on towns and counties:

The committee on towns and counties to whom was referred House bill No. 307, entitled

A bill to change the name of the township of Sable to that of Au Sable in the county of Iosco,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that

the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 17, entitled

An bill to detach certain territory from the present township of Burt, in the county of Cheboygan, and organize the same into a separate township, to be known as the township of Nunda,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with an amendment, and recommend that the bill as amended do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Jewell,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 482, entitled

A bill to detach the organized townships of Ely, Michigamme and Republic from the county of Marquette, and attach the same to the county of Baraga,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and asked to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Curtiss,

The bill was laid on the table.

By the committee on towns and counties:

The committee on towns and counties, to whom was recommitted

House bill No. 481, entitled

A bill to organize the county of Michigamme,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Stafford,

The bill was laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 232, entitled

A bill to authorize the transfer to the general fund of certain unexpended

balances of appropriations made for "History of Campaigns" and for "Corner Stone Celebration,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 409, entitled

A bill to repeal act No. 131 of the session laws of 1875, approved April 27th, 1875, relative to the safe keeping of public moneys,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The bill was laid on the table.

#### GENERAL ORDER.

On motion of Mr. Van Raalte.

The House went into committee of the whole on the general order, Mr. S. Johnson in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole had under consideration the following entitled joint resolutions:

1. House joint resolution No. 12 (printed No. 5), entitled

Joint resolution authorizing the trustees in behalf of the State to convey to John B. Lanckton of Burns, Shiawassee county, Michigan, by quit-claim deed the west half of southeast quarter of section 24, town 5 north, of range 3 east, Shiawassee county;

2. House joint resolution No. 11 (printed No. 6), entitled

Joint resolution for the relief of John Y. Hicks, of the township of Pennfield, Calhoun county, Michigan;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

3. House bill No. 134 (G. O. 61), entitled

A bill relative to the acquiring of title to lands occupied by railroad companies,

And have directed their chairman to report the same back to the House, with the recommendation that it be made the special order for Tuesday, March 6.

The committee of the whole have also had under consideration the following entitled bill:

4. House bill No. 109 (G. O. 62), entitled

A bill to amend sections 1 and 2, of an act entitled "An act to ascertain the annual cereal products of the state of Michigan," approved February 14, 1859, being sections 804 and 805 of chapter 15 of the compiled laws of 1871, and to add three new sections thereto;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

SAMUEL JOHNSON, *Chairman*.

Report accepted and committee discharged.

The joint resolutions first and second named were placed on the order of third reading of bills.

The question being on concurring in the recommendation of the committee of the whole as to the third named bill,

On motion of Mr. Smith,

The House concurred.

The bill was then made the special order for Tuesday, March 6.

The question being on concurring in the amendments made by the committee of the whole to the fourth named bill,

On motion of Mr. Steele,

The House concurred.

The bill was then placed on the order of third reading of bills.

Mr. Hoyt, by unanimous consent moved to discharge the committee of the whole from the further consideration of

House bill No. 152 (G. O. 91), entitled

A bill to organize the townships of Spaulding, Breen, Breitung, Stephenson, and Holmes, and to re-organize the townships of Cedarville, Ingallston, and Menominee, in the county of Menominee.

Which motion prevailed.

On motion of Mr. Hoyt,

The bill was placed on the order of third reading.

On motion of Mr. Stafford,

The House adjourned.

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*Lansing, Tuesday, February 27, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bangs.

Roll called: quorum present.

Absent without leave Messrs. Dillmann, Edwards, Hopkins, Stanchfield and J. M. Turner.

Mr. Hamilton asked and obtained leave of absence for Mr. Edwards for one hour.



Mr. Thomson asked and obtained leave of absence for Mr. Stanchfield until the 30th.

Mr. Hawley asked and obtained leave of absence for Mr. Dillmann indefinitely on account of sickness.

Mr. Hill asked and obtained leave of absence for himself after this A. M. until the 29th.

Mr. S. W. Turner asked and obtained leave of absence for Mr. J. M. Turner for one hour.

Mr. Turck asked and obtained leave of absence for Mr. Hopkins during the day.

Mr. Crandell asked and obtained leave of absence for himself after to-day until the 29th.

#### PRESENTATION OF PETITIONS.

No. 471. By Mr. Little: Petition of Newton S. Smith, D. L. C. Eaton, Geo. L. Burrows, A. W. White, E. J. Ring, and 40 others, residents and tax payers of Gladwin county (together with a communication), asking that act No. 69, session laws of 1875, entitled "An act to organize the county of Gladwin," be repealed.

On demand of Mr. Little

The petition and communication were read at length and spread at large on the journal, as follows:

*To the Honorable Legislature of the State of Michigan:*

We, the undersigned, residents and tax payers of the county of Gladwin, Michigan, would most respectfully ask that act No. 69, of the session laws of Michigan for the year 1875, entitled "An act to organize the county of Gladwin," be repealed, to the end that we may be and remain attached to the county of Midland the same we were prior to the passage of said act.

SAGINAW CITY, MICH.,  
February 14, 1877. }

*Hon. Charles D. Little, Lansing, Mich.:*

DEAR SIR,—I made a personal investigation of the records of the board of supervisors of Gladwin county last December, and will give you some facts that such inspection developed. The records show that the first session of the board occurred June 22, 1875, and consisted of three members, viz.: Elias Steele, of Gladwin township, Thomas Howland, of Grout, and John D. Dow, of Bellinger townships. There has been a session of the board every month since of from one to seven days. It shows that seven days were occupied to equalize the taxes—about the same length of time about several other matters that ought to be done it seems to me in less than half the time. It shows that during that time Steele received, \$1,452.44; Howland, \$1,401.20; Dow, \$391.70. Besides that a son of Steele's has received, \$334.30 for various things done by him, and Mrs. Steele, \$100.00 for the use of a room in Steele's log house for the board to meet in; that the clerk received a salary of \$500.00, and was paid \$261.00 for extra pay, \$150.00 of which was designated in the records as increased salary. It shows that the board relieved or rather discharged the sureties on county treasurer's bond and substituted two of their own number on the bond (Steele and Howland), both of whom, I have been informed, are utterly worthless; (as they were a *majority of the board* I apprehend there was no difficulty about *approving the bond*.) It also shows that Steele's son has been employed by the board to survey an unsurveyed town in the county for the sum of



\$2,000.00; that the board have issued and negotiated the bonds of the county to the amount of \$6,000.00 for *contingent expenses*; that a vote was taken to raise \$5,000.00 to build county buildings (of wood), and the board immediately contracted for a \$9,000 brick, with the *county treasurer*. It shows that \$1000.00 was raised twice for roads and bridges, and each supervisor made a committee to expend the same in their respective townships, and I am told they have never expended the money, but gobbled the whole. There are a great many other things said about the actions of the board and officers, but as I do not personally know about them I will not repeat any of them, except to say that Mr. Hanchitt informed me that since the county has been organized the taxes on lands there in which he is interested have increased from \$200.00 to \$700.00.

Yours truly,

ALBERT TRASK.

Referred to the committee on judiciary.

No. 472. By Mr. W. W. Johnson: Petition of numerous citizens of Ionia county in favor of bringing all railroads under the general law and establishing uniform rates of transportation;

Referred to the committee on railroads.

No. 473. By Mr. W. W. Johnson: Petition of Mrs. A. Robb and others in favor of providing suitable accommodations for ladies in the Agricultural College;

Referred to the committee on the Agricultural College.

No. 474. By Mr. W. W. Johnson: Remonstrance of Geo. H. Cahoon and others against re-establishing the county school superintendency system;

Referred to the committee on education.

No. 475. By Mr. W. W. Johnson: Petition of Mrs. A. Robb and others for the establishment of a standard size for a bushel of apples;

Referred to the committee on State affairs.

No. 476. By Mr. W. Johnson: Petition of R. T. Graham and others in favor of restricting the rate of interest to 7 per cent. per annum;

Referred to the committee on ways and means.

No. 477. By Mr. Fletcher: Petition of A. J. Robinson, Jas. Proctor and others, relative to the incorporation of the village of Tekonsha, Calhoun county;

Referred to the committee on municipal corporations.

No. 478. By Mr. Robbins: Resolution of the common council of the city of Adrian asking that the standard of kerosene oil be reduced to 110° fire test for street lighting purposes;

Referred to the committee on municipal corporations.

No. 479. By Mr. Robbins: Resolutions of Adrian Lodge I. O. O. F., Mutual Aid Association, Adrian Lodge F. & A. Masons (175 members) Madison Grange No. 384 (100 members) German Workingmen's Benevolent Association of Adrian (105 members) Hudson Lodge I. O. O. F. (92 members) all of Lenawee county, for the passage of House bill No. 1, in relation to Mutual Benefit and Co-operative Associations;

Referred to the committee on insurance.

No. 480. By Mr. Robbins: Remonstrance of the officers of school district No. 6 and other citizens of Morenci, Lenawee, against any division of said district;

Referred to the committee on education.

No. 481. By Mr. Allman: Petition of Charles H. Lewis, Edwin Stewart and 50 others, relative to taxation of national and State bank stock;

Referred to the committee on ways and means.

No. 482. By Mr. Stone: Remonstrance of S. C. Williams and 22 other residents of the township of Billings against the passage of the bill to disorganize the county of Gladwin.

On demand of Mr. Stone,

The remonstrance was read at length and spread at large on the journal, as follows:

*To the Honorable Gentlemen Members of the Senate and House of Representatives of the State of Michigan:*

We, the undersigned petitioners of the township of Billings, county of Gladwin, pray that the bill now before you to repeal the act to create the county of Gladwin be not repealed, for the following reasons:

We are living in the midst of a tract of wild country, with isolated settlements, which, from the fact of its being in close proximity to the new county buildings now in process of construction and near completion, offers strong inducements to settlers to locate agricultural lands in our vicinity, which has already been made manifest by a number of families locating in this township from the State of Ohio.

The county has already expended a large amount of money in the construction of a court house and the purchase of county books, nearly all of which would be entirely worthless. In our opinion our taxes would be increased, and our county in a measure would be neglected; increased taxes would be exceedingly burdensome, as the majority of our settlers are in very limited circumstances.

We therefore pray that our petition may be granted.

Billings, Feb. 14, 1877.

Referred to the committee on judiciary.

No. 483. By Mr. Stone: Remonstrance of E. J. Brewster and 160 others, residents of Midland county, on the same subject.

On demand of Mr. Stone,

The remonstrance was read at length and spread at large on the journal, as follows:

*To the Senate and House of Representatives of the State of Michigan:*

Your petitioners, residents and citizens of the county of Midland, do most respectfully petition to your honorable bodies not to repeal the law organizing the county of Gladwin, nor to pass any law attaching the same to Midland county.

Dated at Midland City this 12th day of February, A.D. 1877.

Referred to the committee on judiciary.

No. 484. By Mr. Hall: Petition of Wm. H. Osborn, Alexander Easttick, John W. Baker, John Boyd, and 49 other citizens of Lenawee, in favor of applying the liquor tax to the support of the poor;

Referred to the committee on the liquor traffic.

No. 485. By Mr. Turck: Petition of L. Saviers, J. H. Fleming, Stiles Kennedy, and 37 others, to establish an educational commission;

Referred to the committee on education.

No. 486. By Mr. Turck: Petition of E. F. Wiley, C. L. Downer, A. J. Utley, and 100 others, relative to a repeal of the township superintendency of schools law, and the reestablishing of the county superintendency;

Referred to the committee on education.

No. 487. By Mr. Gies: Petition of Henry Burhart and 40 others, for the

passage of a law for the protection of muskrats, and to fix a time when they should be allowed to be killed ;

Referred to the committee on State affairs.

No. 488. By Mr. Cheney: Petition of S. B. Kulz and 13 other residents of Kent county, that special railroad charter be revoked, and that uniform rates of transportation be established on basis of distance ;

Referred to the committee on railroads.

#### REPORTS OF STANDING COMMITTEES.

By the committee on supplies and expenditures :

The committee on supplies and expenditures

Report the account on the following bill, for labor done under the direction of the Sergeant-at-Arms of the House,

To Peter Lyons, for washing towels..... \$0 50

They have had the same under consideration, and have directed me to report the same back to the House, and recommend its allowance, and ask to be discharged from the further consideration of the subject.

JAMES LEE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Lee,

The report was adopted.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following named bills and joint resolution :

1. House bill No. 233, entitled

A bill to change the corporate name of the first congregational society of South Boston, Ionia county, Mich., to the "Union Evangelical society of South Boston," in the county of Ionia, and State of Michigan ;

2. House bill No. 73 (G. O. No. 22), entitled

A bill to amend section 1 of chapter 55, of the compiled laws of 1871, being compiler's section 1984, relating to the observance of the first day of the week ;

3. House joint resolution No. 55, entitled

Joint resolution asking Congress to order a survey of Portage Lake, in Manistee county, with a view of constructing a harbor of refuge.

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

By the committee on rules and joint rules :

The committee on rules and joint rules to whom was referred the following resolution,

*Resolved*, That the Clerk of the House is hereby directed to indorse upon each bill reported to the House the name of the committee reporting the same, and how said committee reported, and that the same be printed on said bill when ordered to be printed ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, to stand as a rule of the House in place of Rule Nine, to wit :

## RULE NINE.

The Clerk shall give to every bill and joint resolution when introduced a number, and the numbers shall be in numerical order and known as the House bill numbers, and when bills or resolutions are reported back from committees he shall give them another number, which shall be known as the general order number, and if the bill or joint resolution be ordered printed he shall cause to be printed at the head of each the name of the committee which reported the same, and the character of the report; and he shall preserve the several bills and joint resolutions on file, in order by their general order number, unless ordered otherwise by the House, and such file shall be called the general order of the day.

And recommend that the substitute be concurred in, and that the substitute be adopted, and asked to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The recommendation of the committee was concurred in and the rule was adopted, two-thirds of all the members elect voting therefor.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred House bill No. 373, entitled

A bill to amend section 3057, compiled laws of 1871, being section 4 of chapter 108, relative to the notice of the election of trustees of religious societies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

E. J. WELKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred House bill No. 403, entitled

A bill to detach certain territory from the present township of Cross village to the county of Emmet and to organize the same into a separate township to be called "Redmond,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred House bill No. 153, entitled

A bill to define the boundaries of Menominee county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 295, entitled

A bill to detach certain territory from the township of Burt, in the county of Cheboygan, and organize the same into a separate township, to be known as the township of Tuscarora,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 401, entitled

A bill to detach certain territory from the present townships of Leelanaw and Bingham, in the county of Leelanaw, and to organize the same into a separate township to be called Midport,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 216, entitled

A bill to amend section 6, of the compiled laws of 1871, of an act entitled "An act to provide for the appointment of a State Reporter," approved April 17th, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on federal relations:

The committee on federal relations, to whom was referred

House joint resolution No. 33, entitled

Joint resolution for the dating of pensions allowed by the United States government,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

THOMAS MORRISON, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on federal relations:

The committee on federal relations, to whom was referred

House joint resolution No. 56, entitled

Joint resolution for extension of time for application for pensions, and for dating of pensions from muster out or discharge,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

THOMAS MORRISON, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on federal relations:

The committee on federal relations, to whom was referred

House joint resolution No. 51, entitled

Joint resolution asking Congress for an appropriation to construct a lighthouse at the mouth of Thunder Bay river, in the county of Alpena,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

THOMAS MORRISON, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations:

The committee on private corporations, to whom was referred

House bill No. 145, entitled

A bill for the incorporation of eclectic medical societies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendment, and recommend that the amendment be concurred in, and the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. F. HARRINGTON, *Chairman.*

Report accepted and committee discharged.



On motion of Mr. Harrington,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, )  
Lansing, February 26, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 59, entitled

A bill to amend section 84 of chapter 6 of the compiled laws of 1871, relative to holding general and special elections, the same being compiler's section 115;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on elections.

The Speaker also announced the following:

SENATE CHAMBER, )  
Lansing, February 24, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 599, entitled

A bill to extend the time to collect the State and county taxes of the township of Grosse Pointe, in the county of Wayne,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### THIRD READING OF BILLS.

House bill No. 97 (G. O. 58), entitled

A bill for an act to amend an act entitled "An act to amend section 137 of chapter 136, compiler's section 3696 of the compiled laws of 1871," of an act entitled "An act relative to primary schools," as amended by act No. 167, of the session laws of 1875,

Was read a third time, and pending the taking of the vote on the passage thereof.

Mr. Harrington moved to amend the bill by adding to the end of recited section 137 the words: "*And provided further, That this section shall not be construed to exclude any resident students of any school district.*"

Mr. Harrington demanded the yeas and nays;

The demand was seconded, and the motion to amend prevailed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Abbott, Allman, F. A. Baker, N. Baker, Baldwin, Brown, Canfield, Chase, Cheney, Clark, Conely, Crandell, Davis, Eaton, Edwards, Elliott, Farr,	Mr. Ferguson, Fletcher, Gibbs, Gould, Hall, Hamilton, Hankerd, Harrington, Hawley, Hill, Howland, Hoyt, Ireland, Jewell, S. Johnson, W. W. Johnson, Jones,	Mr. Keeler, Kelley, Knight, Laubach, Lee, Little, Ludlow, Markham, Martin, Miller, Moore, Morrison, Norris, North, Norton, Parsons, Palmer,	Mr. Prindle, Reed, Robbins, Rork, Sackrider, Shetterly, Stafford, Steele, Stephenson, Stevens, Stone, Thomson, Winchell, Wood, Woodworth, Speaker,
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## NAYS.

Mr. Allen, Coon, Gies, McGinnis, Mosher,	Mr. Nixon, Ross, Sharts, Stinchcomb, Turck,	Mr. S. W. Turner, Twadell, Valade, Van Raalte, Walkinshaw,	Mr. Welker, Willett, White, Yeomans,
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The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott, Allen, Allman, F. A. Baker, N. Baker, Baldwin, Brown, Canfield, Chase, Cheney, Clark, Conely, Coon, Crandell, Curtiss, Davis, Eaton, Edwards, Farr,	Mr. Ferguson, Fletcher, Gibbs, Gies, Gould, Hall, Hamilton, Hankerd, Harrington, Hawley, Hill, Howland, Hoyt, Ireland, Jewell, S. Johnson, W. W. Johnson, Jones, Keeler,	Mr. Kelley, Knight, Laubach, Lee, Little, Ludlow, McGinnis, Markham, Martin, Miller, Moore, Nixon, Norris, North, Norton, Parsons, Palmer, Prindle, Reed,	Mr. Robbins, Rork, Ross, Sharts, Shetterly, Smith, Stafford, Steele, Stephenson, Stevens, Stone, Thomson, Twadell, Van Raalte, Welker, Winchell, Woodworth, Yeomans, Speaker,
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## NAYS.

Mr. Elliott, Morrison, Mosher, Title agreed to.	Mr. Sackrider, Stinchcomb, Turck,	Mr. S. W. Turner, Valade, Walkinshaw,	Mr. Willett, White,
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Mr. Yeomans moved that the bill be ordered to take immediate effect ;

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

House bill No. 98 (G. O. 59), entitled

A bill to authorize the city of Port Huron to refund certain taxes illegally assessed and collected for the purpose of constructing sewers in said city,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. McGinnis,	Mr. Steele,
Allen,	Gies,	Markham,	Stephenson,
Allman,	Gould,	Martin,	Stevens,
N. Baker,	Hall,	Miller,	Stinchcomb,
Baldwin,	Hamilton,	Moore,	Stone,
Brown,	Hankerd,	Morrison,	Thomson,
Canfield,	Harrington,	Mosher,	Turck,
Chase,	Hawley,	Norris,	S. W. Turner,
Cheney,	Hill,	North,	Twadell,
Clark,	Howland,	Norton,	Valade,
Conely,	Ireland,	Parsons,	Van Raalte,
Coon,	Jewell,	Palmer,	Walkinshaw,
Crandell,	S. Johnson,	Prindle,	Welker,
Curtiss,	W. W. Johnson,	Reed,	Willetts,
Davis,	Jones,	Robbins,	Winchell,
Eaton,	Keeler,	Rork,	White,
Edwards,	Kelley,	Ross,	Wood,
Elliott,	Knight,	Sharts,	Woodworth,
Farr,	Laubach,	Shetterly,	Yeomans,
Ferguson,	Lee,	Smith,	Speaker,
Fletcher,	Ludlow,	Stafford,	

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#### NAYS.

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Title agreed to.

On motion of Mr. Harrington,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 28, entitled

A bill to amend section 4257 of the compiled laws of 1871, and act number 46 of the laws of 1875, approved March 20, 1875, to provide for recording patents of lands, and for other purposes,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Norris moved to amend the bill by striking out of recited section (4257) section 1, all after the word "and" in line 9, and inserting in lieu thereof the following: "all such certified copies of patents recorded by the register of deeds in any county of this State, may be read in evidence in any court in this State without further proof, and with the same force and effect as the original patent;"

Pending which,

On motion of Mr. Hamilton,

The bill, together with the amendment proposed, was recommitted to the committee on judiciary.

Senate bill No. 31, entitled

A bill to amend section 5 of chapter 202 of the compiled laws of 1871, being compiler's section 6443, entitled "Proceedings against garnishees,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Ludlow,	Mr. Shetterly,
Allen,	Gould,	McGinnis,	Smith,
Allman,	Hall,	Markham,	Stafford,
F. A. Baker,	Hamilton,	Martin,	Steele,
N. Baker,	Hankerd,	Miller,	Stephenson,
Baldwin,	Harrington,	Moore,	Stinchcomb,
Brown,	Hawley,	Morrison,	Thomson,
Canfield,	Hill,	Mosher,	Turck,
Chase,	Howland,	Nixon,	S. W. Turner,
Cheney,	Hoyt,	Norris,	Twadell,
Clark,	Ireland,	North,	Valade,
Conely,	Jewell,	Norton,	Van Raalte,
Coon,	S. Johnson,	Parsons,	Walkinshaw,
Crandell,	W. W. Johnson,	Palmer,	Welker,
Curtiss,	Jones,	Prindle,	Willetts,
Davis,	Keeler,	Reed,	Winchell,
Eaton,	Knight,	Rork,	White,
Edwards,	Laubach,	Ross,	Wood,
Ferguson,	Lee,	Sackrider,	Yeomans,
Fletcher,	Little,	Sharts,	Speaker.
Gibbs,			

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## NAYS.

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The Speaker called the Speaker *pro tem.* to the chair.

Title agreed to.

House bill No. 37 (G. O. 25), entitled

A bill to prohibit the sale of goods and merchandise in sealed packages.

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Hankerd moved to amend the bill by striking out of line 2, section 1, all after the word "sale," and all in line 3 up to the word "any;"

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

Mr. Mosher moved to amend by inserting in line 3, section 1, after the word "him" the words "street or highway;"

Which amendment was withdrawn.

Mr. Harrington moved to amend by striking out of line 3, section 1, the words "owned or," and inserting in the same line, after the words "by him," the words "or his agent or agents;"

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

The question being on the passage of the bill,

On motion of Mr. Wood,

The bill was recommitted to the committee of the whole.

On motion of Mr. Allen,

The House took a recess until two o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. S. W. Turner, by unanimous consent, moved to discharge the committee on municipal corporations from the further consideration of

House bill No. 212, entitled

A bill to amend sections 2, 3, 4, 5, 6, 7, 8, 9, 13, 15, 16, 17, 18, 19, 20, 25, 26, 30, 31, 32, and 36, of an act to incorporate the village of Leslie;

Which motion prevailed.

By unanimous consent the following report was made:

By the committee on municipal corporations:

The committee on municipal corporations to whom was referred

House bill No. 212, entitled

A bill to amend sections 2, 3, 4, 5, 6, 7, 8, 9, 13, 15, 16, 17, 18, 19, 20, 25, 26, 30, 31, 32, and 36, of an act to incorporate the village of Leslie,

Respectfully report the same back to the House in compliance with their request.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The report was laid on the table.

On motion of Mr. S. W. Turner,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage,

Pending the taking of the vote thereon,

Mr. Hoyt moved to amend by striking out of line 2, section 5, the word "ten," and inserting in lieu thereof the word "nine;"

Which motion prevailed.

Mr. Hoyt moved to amend by striking out of section 5 the following words: "except that the board may in its discretion take a recess of one hour between the hour of twelve o'clock noon and two o'clock in the afternoon;"

Which motion prevailed.

Mr. Hoyt moved to amend by striking out the end of section 8 the words: "The common council may impose fines (not exceeding five dollars for any one offense), as may be deemed proper, for non-attendance of its officers and members at the meetings thereof;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,  
Allen,  
Allman,  
N. Baker,  
Brown,  
Canfield,  
Cheney,

Mr. Ferguson,  
Fletcher,  
Gibbs,  
Gies,  
Gould,  
Hall,  
Hamilton,

Mr. Little,  
Ludlow,  
McGinnis,  
Miller,  
Morrison,  
Mosher,  
Nixon,

Mr. Stone,  
Thomson,  
Turck,  
J. M. Turner,  
S. W. Turner,  
Twadell,  
Valade,

Mr. Clark,	Mr. Hankerd,	Mr. North,	Mr. Van Raalte,
Conely,	Harrington,	Prindle,	Walkinshaw,
Coon,	Howland,	Reed,	Welker,
Crandell,	Jewell,	Rork,	Willett,
Curtiss,	W. W. Johnson,	Ross,	White,
Davis,	Jones,	Sackrider,	Wood,
Dowling,	Keeler,	Shetterly,	Woodworth,
Eaton,	Knight,	Stafford,	Yeomans,
Edwards,	Laubach,	Stephenson,	Speaker,
Elliott,			

65

## NAYS.

Mr. Palmer, Mr. Stinchcomb,

2

Title agreed to.

On motion of Mr. S. W. Turner,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Morrison, by unanimous consent, moved to take from the table

House bill No. 338, entitled

A bill to detach certain territory from the township of Ecorse, in Wayne county, and attach the same to the township of Monguagon in the same county;

Which motion prevailed.

On motion of Mr. Morrison,

The bill was referred to the committee on local taxation.

Mr. Chase, by unanimous consent, moved to take from the table

House bill No. 25 (G. O. No. 6), entitled

A bill to legalize the tax-roll of the township of Duplain, in the county of Clinton, for the year 1876;

Which motion prevailed.

On motion of Mr. Chase,

The bill was recommitted to the committee on local taxation.

Mr. Willett, by unanimous consent, moved that

House bill No. 103 (G. O. No. 128), entitled

A bill to incorporate the village of Otisville, in the county of Genesee,

Be ordered to take immediate effect;

Which motion prevailed, two-thirds of all the members elect voting therefor.

Mr. Conely, by unanimous consent, offered the following:

*Resolved*, That the use of Representative Hall, for the purpose of delivering an address upon "Resumption of Coin Payments," be allowed to the Hon. Moses W. Field, of Wayne county, upon the evening of Thursday, March 1st proximo;

Which was adopted.

The House resumed the order of

## THIRD READING OF BILLS.

House joint resolution No. 11 (printed No. 6), entitled

Joint resolution for the relief of John Y. Hicks, of the township of Pennfield, Calhoun county, Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Little,	Mr. Shetterly,
Allen,	Gibbs,	Ludlow,	Stafford,
Allman,	Gies,	McGinnis,	Steele,
F. A. Baker,	Gould,	Markham,	Stephenson,
N. Baker,	Hall,	Martin,	Stevens,
Brown,	Hamilton,	Miller,	Stinchcomb,
Canfield,	Hankerd,	Moore,	Stone,
Chase,	Harrington,	Mosher,	Thomson,
Cheney,	Hawley,	Nixon,	Turck,
Clark,	Howland,	Norris,	Twadell,
Conely,	Hoyt,	North,	Valade,
Coon,	Ireland,	Parsons,	Van Raalte,
Crandell,	Jewell,	Palmer,	Walkinshaw,
Davis,	S. Johnson,	Prindle,	Welker,
Dowling,	W. W. Johnson,	Reed,	Willett,
Eaton,	Jones,	Rork,	White,
Edwards,	Keeler,	Sackrider,	Woodworth,
Elliott,	Knight,	A. J. Sawyer,	Yeomans,
Farr,	Laubach,	Sharts,	Speaker,
Ferguson,	Lee,		79

## NAYS.

0

Title agreed to.

On motion of Mr. Keeler,

By a vote of two thirds of all the members elect, the joint resolution was ordered to take immediate effect.

House joint resolution No. 12 (printed No. 5), entitled

Joint resolution authorizing the trustees in behalf of the State to convey to John B. Lanckton of Burns, Shiawassee county, Michigan, by quit-claim deed the west half of southeast quarter of section 24, town 5 north, of range 3 east, Shiawassee county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Fletcher,	Mr. Little,	Mr. Sharts,
Allman,	Gibbs,	Ludlow,	Shetterly,
F. A. Baker,	Gies,	McGinnis,	Stafford,
N. Baker,	Gould,	Markham,	Steele,
Brown,	Hall,	Martin,	Stephenson,
Canfield,	Hamilton,	Miller,	Stevens,
Chase,	Harrington,	Moore,	Stinchcomb,
Cheney,	Hawley,	Morrison,	Stone,
Clark,	Howland,	Mosher,	Turck,
Conely,	Hoyt,	Nixon,	S. W. Turner,
Coon,	Ireland,	North,	Twadell,
Crandell,	Jewell,	Norton,	Valade,
Curtiss,	S. Johnson,	Parsons,	Van Raalte,
Davis,	W. W. Johnson,	Palmer,	Walkinshaw,
Dowling,	Jones,	Prindle,	Willett,

Mr. Eaton,  
Edwards,  
Elliott,  
Farr,  
Ferguson,

Mr. Keeler,  
Knight,  
Laubach,  
Lee,

Mr. Reed,  
Robbins,  
Rork,  
Sackrider,

Mr. White,  
Woodworth.  
Yeomans,  
Speaker,

7

## NAYS.

Mr. Hankerd,  
Kelley,

Mr. Norris,  
J. M. Turner,

Mr. Welker,  
Winchell,

Mr. Wood,

7

Title agreed to.

On motion of Mr. Reed,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

House bill No. 109 (G. O. 62), entitled

A bill to amend sections 1 and 2, of an act entitled "An act to ascertain the annual cereal products of the State of Michigan," approved February 14, 1859, being sections 804 and 805 of chapter 15 of the compiled laws of 1871, and to add three new sections thereto,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Van Raalte moved to amend the bill by striking out of line 3, recited section 1, the words, "in each year," and inserting in lieu thereof the words, "in the year 1885, and each fifth year thereafter";

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,  
Brown,  
Cheney,  
Crandell,  
Curtiss,  
Davis,  
Gould,  
Hall,  
Hamilton,

Mr. Hawley,  
Howland,  
Hoyt,  
Jones,  
Keeler,  
Little,  
Markham,  
Morrison,  
North,

Mr. Parsons,  
Prindle,  
Reed,  
Robbins,  
Ross,  
Sharts,  
Stafford,  
Steele,

Mr. Stephenson,  
Stinchcomb,  
Turck,  
J. M. Turner,  
S. W. Turner,  
Twadell,  
White,  
Yeomans,

35

## NAYS.

Mr. Abbott,  
Allman,  
N. Baker,  
Canfield,  
Chase,  
Clark,  
Conely,  
Coon,  
Eaton,  
Edwards,  
Elliott,  
Farr,

Mr. Ferguson,  
Fletcher,  
Gies,  
Hankerd,  
Harrington,  
Ireland,  
Jewell,  
S. Johnson,  
W.W. Johnson,  
Knight,  
Laubach,  
Lee,

Mr. Ludlow,  
Martin,  
Miller,  
Mosher,  
Nixon,  
Norton,  
Palmer,  
Rork,  
Sackrider,  
Shetterly,  
Stevens,

Mr. Stone,  
Thomson,  
Valade,  
Van Raalte,  
Walkinshaw,  
Welker,  
Willett,  
Winchell,  
Wood,  
Woodworth,  
Speaker,

46



Pending the announcement of the vote,

Mr. Hoyt moved that Mr. Rork be excused from voting ;

Which motion did not prevail.

Mr. Rork then voted as recorded above.

Mr. Allen moved that Mr. Gies be excused from voting ;

Which motion did not prevail.

Mr. Gies then voted as recorded above.

Mr. Chase moved that Mr. Curtiss be excused from voting ;

Which motion did not prevail.

Mr. Curtiss then voted as recorded above.

Mr. Turck moved that Mr. Prindle be excused from voting ;

Which motion did not prevail.

Mr. Prindle then voted as recorded above.

By unanimous consent the following reports were made :

By the committee on local taxation :

The committee on local taxation to whom was referred

House bill No. 338, entitled

A bill to detach certain territory from the township of Ecorse, in Wayne co., and attach the same to the township of Monguagon, in same county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the following substitute therefor, entitled

A bill to detach certain territory from the township of Ecorse, in Wayne county, and attach the same to the township of Monguagon, in same county,

And recommend that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

WM. L. TURCK, *Chairman.*

Report accepted and coinmittee discharged.

On motion of Mr. Morrison,

The House concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Morrison,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage ;

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Hamilton,	Mr. Mosher,	Mr. Stinchcomb,
N. Baker,	Hankerd,	Nixon,	Stone,
Brown,	Harrington,	North,	Thomson,
Chase,	Hawley,	Norton,	Turck,
Cheney,	Hoyt,	Parsons,	J. M. Turner,•
Clark,	Ireland,	Palmer,	Twadell,
Crandell,	Jewell,	Prindle,	Valade,
Davis,	W. W. Johnson,	Reed,	Van Raalte,
Eaton,	Jones,	Robbins,	Walkinshaw,
Edwards,	Keeler,	Ross,	Welker,
Elliott,	Kelley,	Sackrider,	Willet,
Farr,	Knight,	Sharts,	Winchell,
Ferguson,	Lee,	Shetterly,	White,

Mr. Fletcher,	Mr. McGinnis,	Mr. Stafford,	Mr. Wood,	
Gibbs,	Markham,	Steele,	Woodworth,	
Gies,	Martin,	Stephenson,	Yeomans,	
Gould,	Miller,	Stevens,	Speaker,	
Hall,	Morrison,			70

## NAYS.

0

The question being on agreeing to the title,

Mr. Morrison moved to amend the title so as to read as follows:

A bill to extend the time for the collection of taxes in the township of Brownstown, in Wayne county, for the year 1876;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Morrison,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on local taxation:

The committee on local taxation, to whom was referred

House bill No. 25, entitled

A bill to legalize the tax roll of the township of Duplain, in the county of Clinton, for the year 1876,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to legalize the tax roll of the township of Duplain, in the county of Clinton, for the year 1876,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

WM. S. TURCK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Crandell,

The House concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Crandell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. McGinnis,	Mr. Steele,
Allen,	Gies,	Martin,	Stephenson,
Allman,	Gould,	Morrison,	Stevens,
N. Baker,	Hall,	Mosher,	Stone,
Brown,	Hamilton,	Nixon,	Thomson,
Canfield,	Harrington,	North,	Turck,
Chase,	Hawley,	Norton,	J. M. Turner,
Cheney,	Howland,	Palmer,	S. W. Turner,
Clark,	Hoyt,	Parsons,	Valade,
Conely,	Ireland,	Prindle,	Van Raalte,
Coon,	Jewell,	Reed,	Walkinshaw,

Mr. Crandell,	Mr. S. Johnson,	Mr. Robbins,	Mr. Welker,
Curtiss,	W.W. Johnson,	Rork,	Willett,
Davis,	Kelley,	Ross,	Winchell,
Edwards,	Knight,	Sackrider,	White,
Elliott,	Lee,	Sharts,	Woodworth,
Farr,	Ludlow,	Shetterly,	Yeomans,
Ferguson,	Markham,	Stafford,	Speaker,
Fletcher,			
			73
			0

## NAYS.

The question being on agreeing to the title,

Mr. Crandell moved to amend the title so as to read as follows :

A bill to extend the time for the collection of the taxes of the township of Springwells, in Wayne county, for 1876 ;

Which motion prevailed.

The title was then agreed to.

On motion of Mr. Crandell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 152 (G. O. 91), entitled

A bill to organize the townships of Spaulding, Breen, Breitung, Stephenson, and Holmes, and to re-organize the townships of Cedarville, Ingallston, and Menominee, in the county of Menominee,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Martin,	Mr. Stephenson,
Allen,	Gould,	Miller,	Stevens,
Allman,	Hall,	Morrison,	Stinchcomb,
N. Baker,	Hamilton,	Mosher,	Stone,
Baldwin,	Harrington,	Nixon,	Thomson,
Canfield,	Howland,	North,	Turck,
Chase,	Hoyt,	Norton,	J. M. Turner,
Cheney,	Ireland,	Parsons,	S. W. Turner,
Clark,	Jewell,	Palmer,	Twadell,
Coon,	S. Johnson,	Prindle,	Valade,
Crandell,	W.W. Johnson,	Reed,	Van Raalte,
Curtiss,	Jones,	Robbins,	Walkinshaw,
Davis,	Keeler,	Rork,	Welker,
Eaton,	Kelley,	Ross,	Willett,
Edwards,	Knight,	Sackrider,	Winchell,
Elliott,	Lee,	Sharts,	White,
Farr,	Ludlow,	Shetterly,	Woodworth,
Ferguson,	McGinnis,	Stafford,	Yeomans,
Fletcher,	Markham,	Steele,	Speaker,
			76

## NAYS.

Title agreed to.

On motion of Mr. Fletcher,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Twadell asked and obtained leave of absence for himself until two o'clock to-morrow P. M.

## MOTIONS AND RESOLUTIONS.

Mr. Conely moved to take from the table

Senate bill No. 25, entitled

A bill to provide an annual appropriation for the benefit of the Pioneer Society of the State of Michigan;

Which motion prevailed.

On motion of Mr. Conely,

The bill was placed on the order of third reading.

Mr. Lee moved to reconsider the vote by which the House refused to pass

House bill No. 109 (G. O. No. 62), entitled

A bill to amend sections 1 and 2 of an act entitled "An act to ascertain the annual cereal products of the State of Michigan," approved February 14, 1859, being sections 804 and 805 of chapter 15, of the compiled laws of 1871, and to add three new sections thereto.

Mr. Van Ralte moved to lay that motion on the table;

Which latter motion prevailed.

Mr. Robbins moved to take from the order of unfinished business the subject matter of the report of the committee on railroads, and make the same the special order for Tuesday, March 13;

Which motion prevailed.

By unanimous consent the House took up the order of

## PRESENTATION OF PETITIONS.

No. 489. By Mr. Dowling: Petition of A. O. Fisher, H. H. Norrington, E. F. Carrington and 179 other citizens of Wenona in favor of the consolidation of Banks, Wenona and Salzburg into one city, to be known as West Bay city;

On request of Mr. Dowling,

Referred to the committee on State affairs.

No. 490. By Mr. Dowling: Petition of E. J. Pelton, A. B. Moore, J. M. Ballentine & Co. and 140 others of Banks on the same subject;

On request of Mr. Dowling,

Referred to the committee on State affairs.

No. 491. By Mr. Dowling: Petition of Geo. Colys, Morris Westover, John W. Babcock and 83 others of Salzburgh, on the same subject.

On request of Mr. Dowling,

Referred to the committee on State affairs.

No. 492. By Mr. Dowling: Petition of committee of 14 of Banks, Wenona and Salzburgh, on the same subject;

On request of Mr. Dowling,

Referred to the committee on State affairs.

On motion of Mr. Gies,

The House adjourned.

*Lansing, Wednesday, February 28, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Cook.

Roll called: quorum present.

Absent with leave Messrs. Dowling, Hall, Martin, Moore, J. C. Sawyer, Smith and Stephenson.

Mr. Robbins asked and obtained leave of absence for Mr. J. C. Sawyer for the day.

Mr. Harrington asked and obtained leave of absence for the special committee on the trespass agent investigation for the day.

Mr. Knight asked and obtained leave of absence for Mr. Dowling indefinitely.

Mr. Little asked and obtained leave of absence for himself for the forenoon.

#### PRESENTATION OF PETITIONS.

No. 493. By Mr. Stone: Remonstrance of B. E. Sawtell and 58 others of Gladwin county, against the passage of the bill to disorganize the county of Gladwin;

Referred to the committee on judiciary.

No. 494. By Mr. Stone: Remonstrance of John McGregor and 38 others of Gladwin county, on the same subject;

Referred to the committee on judiciary.

No. 495. By Mr. S. Johnson: Petition of A. B. Rudd, M. Pemberton and 115 other citizens of Cass county, relative to fishing in certain lakes in Cass county;

Referred to the committee on fisheries.

No. 496. By Mr. Sackrider: Petition of Henry Parshall, Philip Mickles, Jacob Armstrong, and 145 other citizens of the township of Chesaning and Brady, that certain territory be detached from Chesaning and attached to Brady in the county of Saginaw.

On request of Mr. Sackrider,

Referred to the committee on municipal corporations.

No. 497. By Mr. Keeler: Petition of E. H. Hiebs, G. Garrett and 20 others, relative to rates of interest.

On demand of Mr. Keeler,

The petition was read at length.

Referred to the committee on State affairs.

No. 498. By Mr. Keeler: Petition of Wm. F. Meule, E. C. Manchester, E. White and 70 others, relative to the same subject;

Referred to the committee on State affairs.

No. 499. By Mr. Elliott: Petition of Morris Wheeler, Ransom Roscoe and 46 others, in regard to interest on money loaned;

Referred to the committee on State affairs.

No. 500. By Mr. Allman: Petition of A. Crandell, A. H. Voorhies, Wm. Hall and 103 others, citizens of St. Joseph county, to amend section 16, chapter 21, compiled laws of 1871, relative to taxation of mortgages, etc.;

Referred to the committee on ways and means.

No. 501. By Mr. Canfield: Petition of A. Bennet, J. R. Crandall, J. N.

Cook and numerous others, that there be no change in the disposition of the proceeds of the liquor tax ;

Referred to the committee on liquor traffic.

No. 502. By Mr. Cheney: Petition of S. B. Kulz and 13 others of Kent county that the maximum rate of interest be established at seven per cent. ;

Referred to the committee on State affairs.

No. 503. By Mr. Harrington: Memorial of I. N. Elwood, H. R. Mills and 19 others of St. Clair county, relative to creating a commission of 5 to be selected by the governor for the purpose of ascertaining the facts pertaining to the money value to the State of traffic in alcoholic drinks, and the loss to the State, if any, fairly chargeable to the use of intoxicants ;

Referred to the committee on liquor traffic.

No. 504. By Mr. Woodworth: Petition of W. A. Mills and 66 others of Sanilac and Huron counties that mutual fire insurance companies be allowed to insure detached school houses and churches ;

Referred to the committee on insurance.

No. 505. By Mr. Stevens: Petition of L. P. Fuller, Wm. Taylor, Geo. H. Lick and 21 others of Montcalm Co., asking that all railroads be brought under the general railroad law, and the establishment of uniform rates of transportation ;

Referred to the committee on railroads.

No. 506. By Mr. Stevens: Petition of L. P. Fuller, Jas. Griffith, Stephen Rossman and 16 others of Montcalm Co., that no change be made in the present superintendency of schools ;

Referred to the committee on education.

No. 507. By Mr. Stevens: Petition of W. Divine, Henry Van Allen, Alfred Stone, and 28 others of Montcalm Co., that the maximum rate of interest be fixed at seven per cent ;

Referred to the committee on State affairs.

No. 508. By Mr. Stevens: Petition of W. Divine, Wm. Taylor, Jas. Griffith and 22 others of Montcalm county, that accommodation be afforded for the education of women at the Agricultural College ;

Referred to the committee on the Agricultural College.

No. 509. By Mr. Stevens: Petition of Jas. Griffith, J. C. Mann, L. P. Fuller and 25 others, citizens of Montcalm county, that a law be passed adopting a legal standard for a bushel of apples ;

Referred to the committee on State affairs.

No. 510. By Mr. Lee: Remonstrance of Geo. T. Carr and 54 owners of property and residents of the townships of Leeland and Bingham, Leelanaw county, against the establishment of a new county from the two townships ;

Referred to the committee on towns and counties.

No. 511. By Mr. Abbott: Petition of D. Donelson, Dan West, Fred H. Hill, and 22 others of the town of Attica, for the passage of House bill No. 1.

Laid on the table.

No. 512. By Mr. J. M. Turner: Petition of J. S. Tooker, Geo. E. Ranney, J. I. Mead, John J. Bush, Alfred Wise, William Johnson, E. W. Sparrow, T. C. Bell, George K. Grove, J. E. Tenney, Myron Green, and 143 other citizens of Michigan, asking for an appropriation for improving of Michigan avenue from the east line of the city of Lansing to the State Agricultural College.

On demand of Mr. J. M. Turner,

The petition was read at length and spread at large on the journal, as follows :

*To the Honorable the Senate and House of Representatives of the State of Michigan:*

Your memorialists, citizens of the State of Michigan, would respectfully represent that Michigan Avenue, in the city of Lansing, from the east and principal entrance to the grounds upon which stands the new State capitol building, running to and past the State Agricultural College buildings and farm, is now the only thoroughfare running directly east from the city, and that it is destined to remain the principal and important avenue for students of the College, and citizens of the State visiting that institution.

The owners of the property on either side of the street, to the east limits of the city, have taxed themselves many thousands of dollars to grade, gravel, and otherwise improve it. The State, as owner of the public buildings and grounds at either end and along side the avenue, have been largely benefited by this private expenditure. The improvement needs to be extended to the College to obtain the full benefit of the expenditure already made, and which would then give easy access to all departments of the State government, as it would to the numerous intelligent visiting citizens from all the counties of the State to their favorite college and experiment farm. We, therefore, respectfully ask for an appropriation of a sufficient sum of money to complete the improvement as herein set forth.

And your memorialists will ever pray.

On request of Mr. J. M. Turner,

Referred to the committee on the Agricultural College.

No. 513. By Mr. Elliott: Petition of D. L. Barrett, Morris Wheeler, C. E. Fullimer, and 48 others, in regard to the superintendency of common schools;

Referred to the committee on education.

No. 514. By the Speaker: Petition of A. W. Huntley and numerous others, in favor of the township superintendency of schools;

Referred to the committee on education.

No. 515. By the Speaker: Petition of Levi Smith and others in favor of fixing the maximum rate of interest at seven per cent;

Referred to the committee on State affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on public health:

The committee on public health, to whom was referred

House bill No. 345, entitled

A bill to require the officers of the Agricultural College to furnish bovine virus or cow pox, for the use of the people of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. W. PRINDLE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Prindle,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred



House bill No. 363, entitled

A bill to amend sections 1692 and 1693, chapter 46 of compiled laws of 1371, relative to boards of health and health officers in townships,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. W. PRINDLE, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

House bill No. 217, entitled

A bill to regulate the practice of medicine and surgery,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

C. W. PRINDLE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Prindle,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 263, entitled

A bill to secure the payment of persons who perform labor or furnish materials for public works, improvements or supplies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

Mr. Hawley moved that the bill be ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Hawley demanded the yeas and nays.

The demand was seconded, and the motion prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Allen,	Mr. Hawley,	Mr. Morrison,	Mr. Stafford,
Allman,	Hayes,	Mosher,	Steele,
F. A. Baker,	Hopkins,	Norris,	Stevens,
N. Baker,	Howland,	North,	Stinchcomb,
Baldwin,	Hoyt,	Parsons,	Stone,
Canfield,	Ireland,	Palmer,	Thomson,
Clark,	Jewell,	Phelps,	Turck,
Coon,	S. Johnson,	Reed,	J. M. Turner,
Curtiss,	Keeler,	Robbins,	S. W. Turner,
Davis,	Kelley,	Rork,	Valade,
Eaton,	Knight,	Ross,	Van Raalte,

Mr. Farr, Fletcher, Gies, Hamilton, Hankerd,	Mr. Laubach, Lee, Ludlow, Markham, Miller,	Mr. Sackrider, Sharts, Shetterly, Smith,	Mr. Walkinshaw, Welker, White, Yeomans,	62
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## NAYS.

Mr. Abbott, Chase, Conely, Edwards,	Mr. Elliott, Ferguson, Gould,	Mr. Harrington, Jones, Nixon,	Mr. Norton, Winchell, Speaker,	13
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The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 265, entitled

An act to amend section 15, chapter 55, being section 1998, compiled laws of 1871, relative to gaming,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 264, entitled

A bill entitled an act to provide for the bringing of joint suits by fellow workmen,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 522, entitled

A bill relative to the acknowledgment of deeds and other instruments affecting real property by married women,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
House bill No. 292, entitled

A bill to amend section 34 of chapter 176 of the compiled laws of 1871, being  
compiler's section 5070, relative to "receivers in chancery,"

Respectfully report that they have had the same under consideration, and  
have directed me to report the same back to the House, and recommend that  
the bill do pass, and ask to be discharged from the further consideration of the  
subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and  
placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
House bill No. 584, entitled

A bill to provide for replacing conveyances made on judicial sales and which  
have been lost or destroyed,

Respectfully report that they have had the same under consideration, and  
have directed me to report the same back to the House with the accompany-  
ing amendments, and recommend that the amendments be concurred in, and  
that the bill when so amended do pass, and ask to be discharged from the fur-  
ther consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole,  
and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
House bill No. 529, entitled

A bill to amend section 2 of chapter 202 of the compiled laws of 1871 being  
compiler's section 6,440 relative to garnishees;

Respectfully report that they have had the same under consideration, and  
have directed me to report the same back to the House, and recommend that  
the bill do not pass, and ask to be discharged from the further consideration  
of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The bill was laid on the table.

By the majority of the committee on judiciary:

The majority of the committee on judiciary, to whom was referred  
House bill No. 444, entitled

A bill to provide for persons arrested an early opportunity to give bail,

Respectfully report that they have had the same under consideration, and  
a majority of them have directed me to report the same back to the House,  
and recommend that the bill do pass, and ask to be discharged from the  
further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 520, entitled

A bill to amend section 7 of chapter 156 of the compiled laws of 1871, being compiler's section 4383, relative to special administrators,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 527, entitled

A bill relative to the proof of copartnership in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 288, entitled

A bill to authorize the mortgagee or his legal representatives to purchase property on sale by foreclosure under chattel mortgages,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill 339, entitled

A bill to compel the Detroit and Saline Plank Road Company to construct a fence protecting travelers upon said road along the river Rouge,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

WM. L. ABBOTT, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 249, entitled

A bill to amend section 5, of chapter 26, of the compiled laws of 1871, being the compiler's section 1256, relative to highways,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. L. ABBOTT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges

The committee on roads and bridges, to whom was referred

House bill No. 205, entitled

A bill to repeal act No. 229 of the session laws of 1849, entitled "An act to lay out, alter, and establish a public highway on sec. 1, township 2 north of range 11 east, in the township of Troy, in the county of Oakland,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. L. ABBOTT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 521, entitled

A bill to provide for the improvement of highways in the townships of Hamtramck, Greenfield, and Springwells, in the county of Wayne,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. L. ABBOTT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 131, entitled

A bill to revise the charter of the village of New Haven, Macomb county, being act No. 457 of the session laws of 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor,

A bill to revise the charter of the village of New Haven, Macomb county, being act No. 457 of the session laws of 1869,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Canfield,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 430, entitled

A bill to re-incorporate the village of Cheboygan, in the county of Cheboygan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 299, entitled

A bill to incorporate the village of Flushing,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 324, entitled

A bill to incorporate the village of Vassar, subject to the provisions of act No. 62, of the session laws of 1875, entitled an act granting and defining the powers and duties of incorporated villages, approved April 1, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 503, entitled

A bill to revise and amend the charter of the city of Port Huron,



Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill be printed and placed on the general order, and ask to be discharged from the further consideration the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The recommendation of the committee was concurred in.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 282, entitled

A bill to amend section 14 of act No. 355 of the session laws of 1869, being an act entitled "An act to incorporate the village of Plainwell, in the county of Allegan,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Winchell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. McGinnis,	Mr. Smith,
Allen,	Gould,	Markham,	Stafford,
Allman,	Hamilton,	Miller,	Steele,
F. A. Baker,	Hankerd,	Morrison,	Stevens,
N. Baker,	Hayes,	Mosher,	Stinchcomb,
Baldwin,	Hopkins,	Nixon,	Stone,
Brown,	Hoyt,	Norris,	Thomson,
Canfield,	Ireland,	Norton,	Turck,
Chase,	Jewell,	Parsons,	S. W. Turner.
Cheney,	S. Johnson,	Palmer,	Valade,
Clark,	W. W. Johnson,	Phelps,	VanRaalte,
Coon,	Jones,	Reed,	Walkinshaw,
Curtiss,	Keeler,	Robbins,	Welker,
Davis,	Kelley,	Rork,	Willett,
Eaton,	Knight,	Ross,	Winchell,
Edwards,	Laubach,	Sackrider,	White,
Elliott,	Lee,	A. J. Sawyer,	Woodworth,
Farr,	Ludlow,	Sharts,	Yeomans,
Ferguson,	McArthur,	Shetterly,	Speaker,
Fletcher,			

#### NAYS.

The question being on agreeing to the title,



Mr. Winchell moved to amend the title as follows: By inserting after "1869" the words "as amended by act No. 207 of the session laws of 1871."

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Winchell,

. By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 257, entitled

A bill to amend section 4 of an act to protect fish and preserve the fisheries of this State, approved March 21st, 1865, being compiler's section 2075 of compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. HOWLAND, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred that part of the Governor's message that refers to fish culture in this State,

Would respectfully report that they have had the same under consideration, and in discharge of their duty have visited the State hatcheries at Pokagon and Detroit, and find the same in fine condition and in very successful operation.

Your committee believe that fish culture in the main is no longer an experiment, and believe it is practical, as the Board of Fish Commissioners of the State, with the improved methods of incubating or hatching fish, recently introduced into the State hatcheries, are confident that they can stock the rivers and inland lakes of the State to any desirable extent.

Your committee would also recommend that an appropriation of \$7,000 be made for each of the years of 1877 and 1878, and that the appropriation of 1877 be supplemented by the amount of \$1,387.54 which reverted to the treasury in 1875.

Your committee would respectfully refer members of the House to the full and able report of the Superintendent of the State Fisheries for the years 1875 and 1876, for any information desired in relation to fish culture.

Your committee respectfully request that the above recommendations of the committee be concurred in, and that your committee be discharged from the further consideration of the subject.

S. HOWLAND, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 256, entitled

A bill to encourage the propagation of fish in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment,

and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. HOWLAND, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 129, entitled

A bill to repeal an act entitled "An act to establish a board of commissioners to increase the products of the fisheries and to make an appropriation therefor," approved April 19th, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

S. HOWLAND, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Rork,

The bill was laid on the table.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 390, entitled

A bill to repeal act No. 327 of the laws of 1875, in relation to fishing in the inland lakes of Oceana county, in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. HOWLAND, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 213, entitled

A bill to amend act No. 49 of the session laws of 1873, approved March 27, 1873, entitled "An act to amend section 2087, compiled laws of 1871, being an act to prevent fishing with seines and pound or trap nets in the inland lakes and streams of this State,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

S. HOWLAND, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Howland,

The bill was laid on the table.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 242, entitled

A bill to amend section 1, of an act entitled "An act to prevent fishing with seines, pound or trap nets, in the inland lakes and streams of the State of Michigan," being compiler's section 2087 of the compiled laws of 1871, approved March 11, 1865, as amended by act No. 49, session laws of 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. HOWLAND, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on printing:

The committee on printing having incurred an expense of \$110.00, in providing maps and charts for the manual of this House and the Senate, respectfully report the bill of the Detroit Lithographic Co. in the amount above named, being the contract price for work mentioned, and recommend that the bill be allowed by this House.

JEROME WINCHELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Winchell,

The report was adopted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill:

House bill No. 599, entitled

A bill to extend the time for the collection of taxes in the township of Grosse Pointe in the county of Wayne,

A. W. FARR, *Chairman.*

Report accepted and committee discharged.

The report was laid on the table.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 139, entitled

Entitled a bill to detach the unorganized territory of the county of Oscoda, and organize the same into a township to be called Corning,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 602, entitled

A bill to detach certain territory from the present township of Evangeline, in the county of Charlevoix, and to organize the same into a separate township to be called be known as the township of Porter,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 431, entitled

A bill to change the name of the township of Warner, in the county of Chippewa, to the name of Detour,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. S. Johnson, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 76 (G. O. 126), entitled

A bill to incorporate the city of Dowagiac;

Which motion prevailed.

On motion of Mr. S. Johnson.

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage,

Pending the taking of the vote thereon,

Mr. S. Johnson moved to amend the bill as follows:

1. By adding to the end of line 3, section 1, the words "in the county of Cass;"

2. By striking out of line 6, same section, the word "north," and inserting in lieu thereof the word "south;"

3. By striking out of line 2, section 19, the word "president," and inserting in lieu thereof the word "mayor;"

4. By striking out of section 27, at the end of line 1 and the beginning of line 2, the words "as aldermen," and inserting before the word "office" in line 1 the word "such;"

5. By striking out of section 27 lines 6 and 7.

6. By inserting in line 5, section 45, after the word "city," the words "except for school purposes;"

7. By adding to the end of section 45 the following: "And may also authorize the expenditure of so much of said amount as they may designate by vote to be expended upon public highways leading into said city, not to exceed one-half of one per cent in any one year;"

Which motion prevailed.

Mr. Conely moved to amend section 46, by inserting in line 2, after the word "except," the words "all exempted by the general law of this State;"

Which motion prevailed.

Mr. Baldwin moved to amend section 19, by striking out the last sentence thereof, as follows: "Such process may be served any where within the county in which said city is located ;"

Which motion did not prevail.

Mr. S. Johnson moved to amend section 75 so as to read as follows;

"SECTION 75. The mayor may receive for his services two dollars, and each alderman one dollar for each regular monthly session of the common council which he attends. And the recorder may receive such salary as common council may prescribe ;"

Which motion prevailed.

Mr. S. Johnson moved to amend section 76 by inserting in line 1, after "Silver Creek" the word "La Grange ;

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Markham,	Mr. Stafford,
Allman,	Hanker,	Miller,	Steele,
N. Baker,	Harrington,	Mills,	Stephenson,
Baldwin,	Hawley,	Morrison,	Stevens,
Billings,	Hayes,	Mosher,	Stinchcomb,
Brown,	Hopkins,	Nixon,	Stone,
Canfield,	Howland,	North,	Thomson,
Chase,	Hoyt,	Norton,	Turck,
Cheney,	Ireland,	Parsons,	S. W. Turner,
Clark,	Jewell,	Palmer,	Van Raalte,
Conely,	S. Johnson,	Phelps,	Walkinshaw,
Coon,	W. W. Johnson,	Reed,	Welker,
Curtiss,	Jones,	Robbins,	Willetts,
Eaton,	Keeler,	Rork,	Winchell,
Edwards,	Knight,	Ross,	White,
Elliott,	Laubach,	Sackrider,	Wood,
Farr,	Lee,	A. J. Sawyer,	Woodworth,
Ferguson,	Ludlow,	Sharts,	Yeomans,
Fletcher,	McArthur,	Shetterly,	Speaker,
Gibbs,	McGinnis,	Smith,	

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#### NAYS.

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Title agreed to.

On motion of Mr. S. Johnson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on local taxation :

The committee on local taxation, to whom was referred

Senate manuscript bill, entitled

A bill to authorize the common council of the city of Jackson to transfer certain money from the fire department fund to the sinking fund of said city,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. S. TURCK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wood,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Markham,	Mr. Steele,
Allen,	Hankerd,	Miller,	Stevens,
Allman,	Harrington,	Morrison,	Stinchcomb,
F. A. Baker,	Hawley,	Mosher,	Stone,
N. Baker,	Hayes,	Nixon,	Thomson,
Brown,	Hopkins,	North,	Turck,
Canfield,	Howland,	Norton,	S. W. Turner,
Chase,	Hoyt,	Parsons,	Valade,
Cheney,	Ireland,	Palmer,	Van Raalte,
Clark,	Jewell,	Phelps,	Walkinshaw,
Conely,	S. Johnson,	Reed,	Welker,
Coon,	W. W. Johnson,	Robbins,	Willett,
Eaton,	Jones,	Rork,	Winchell,
Elliott,	Keeler,	Ross,	White,
Farr,	Knight,	Sackrider,	Wood,
Ferguson,	Laubach,	Sharts,	Woodworth,
Fletcher,	Leo,	Shetterly,	Yeomans,
Gibbs,	Ludlow,	Stafford,	Speaker,
Gies,	McGinnis,		

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## NAYS.

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Title agreed to.

On motion of Mr. Wood,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on local taxation:

The committee on local taxation, to whom was referred

House bill No. 188, entitled

A bill to authorize the township of Ada, in the county of Kent, to raise money to purchase a bridge across the Grand River.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. S. TURCK, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 568, entitled

A bill to create a board of examiners, define their powers and duties relative to the examination and settlement with persons having the care and custody of the public money,

Respectfully report that they have had the same under consideration and



have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The bill was laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 283, entitled

A bill to amend section 3666, compiled laws of 1871, entitled taxes for school purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The bill was laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 321, entitled

A bill to amend section 40 of chapter 10, being compiler's section 516 of compiled laws of 1871, relative to duties of county treasurers;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendment, and recommend that the amendment be concurred in, and the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 576, entitled

A bill to amend section 1, of Article V., of an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations running or operating any railroad in this State," approved May 1, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendment, and recommend that amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

H. H. HOYT, *Chairman*.

Report accepted and committee discharged.



On motion of Mr. Hoyt,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 54, entitled

A bill to prevent the unlawful entry into any railroad freight car with intent to obtain carriage, etc.,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

H. H. HOYT, *Chairman.*

Report accepted and committee discharged.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 536, entitled

A bill relative to actions against railroad companies for negligence,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

H. H. HOYT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Stevens, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

Substitute for House bill No. 171 (G. O. 123), entitled

A bill to incorporate the village of Sheridan ;

Which motion prevailed.

On motion of Mr. Stevens,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Stevens moved to amend the bill by striking out of line 2, section 2, the words "court room," and inserting in lieu thereof the words "house of E. G. Barden ;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Ludlow,	Mr. Sharts,
Allen,	Gies,	McGinnis,	Shetterly,
Allman,	Gould,	Markham,	Stafford,
F. A. Baker,	Hamilton,	Miller,	Steele,

Mr. N. Baker,	Mr. Hankerd,	Mr. Mills,	Mr. Stevens,
Baldwin,	Hawley,	Mosher,	Stinchcomb,
Billings,	Hayes,	Nixon,	Stone,
Brown,	Hopkins,	Norris,	Thomson,
Canfield,	Howland,	North,	Turck,
Chase,	Ireland,	Norton,	S. W. Turner,
Cheney,	Jewell,	Parsons,	Valade,
Clark,	S. Johnson,	Palmer,	Van Raalte,
Coon,	W.W. Johnson,	Phelps,	Walkinshaw,
Curtiss,	Jones,	Reed,	Welker,
Eaton,	Keeler,	Robbins,	Willett,
Edwards,	Kelley,	Rork,	Winchell,
Elliott,	Knight,	Ross,	White,
Farr,	Laubach,	Sackrider,	Yeomans,
Ferguson,	Lee,	A. J. Sawyer,	Speaker,
Fletcher,			

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## NAYS.

Title agreed to.

On motion of Mr. Stevens,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Canfield, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No 131, entitled

A bill to revise the charter of the village of New Haven, Macomb county, being act No. 457 of the session laws of 1869;

Which motion prevailed.

On motion of Mr. Canfield,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Ludlow,	Mr. Sharts,
Allman,	Gies,	McGinnis,	Shetterly,
F. A. Baker.	Gould,	Markham,	Stafford,
N. Baker,	Hamilton,	Miller,	Steele,
Baldwin,	Hankerd,	Morrison,	Stevens,
Billings,	Hawley,	Mosher,	Thomson,
Brown,	Hayes,	Nixon,	Turck,
Canfield,	Hopkins,	Norris,	S. W. Turner,
Chase,	Howland,	North,	Valade,
Cheney,	Ireland,	Norton,	Van Raalte,
Clark,	Jewell,	Parsons,	Walkinshaw,
Coon,	W. W. Johnson,	Palmer,	Welker,
Curtiss,	Jones,	Phelps,	Willett,
Eaton,	Keeler,	Reed,	Winchell.
Edwards,	Kelley,	Robbins,	White,
Elliott,	Knight,	Rork,	Wood,
Farr,	Laubach,	Ross,	Yeomans,

Mr. Ferguson,  
Fletcher,

Mr. Lee,

Mr. Sackrider,

Mr. Speaker,

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NAYS.

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Title agreed to.

On motion of Mr. Canfield,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

#### REPORTS OF SELECT COMMITTEES.

By the select committee on liquor traffic:

The select committee on liquor traffic, to whom was referred  
House bill No. 107, entitled

A bill to amend sections 1, 3, 6, 8, 9, 10, 11, 12, 14, and 17 of act No. 228 of the laws of 1875, entitled "An act for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed or fermented liquors," and to repeal act number 17, approved February 3, 1855, entitled "An act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage," and all acts amendatory thereof or in addition thereto, said acts being sections 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, of the compiled laws of 1871, and also act number 150 of the session laws of 1873, entitled "An act to prevent the sale of spirituous and intoxicating drinks as a beverage," the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to "the manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

R. R. ROBBINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered re-printed, referred to the committee of the whole, and placed on the general order.

By the committee on liquor traffic:

The committee on liquor traffic, to whom was referred  
House bill No. 302, entitled

A bill to prohibit the sale and use of spiritous or intoxicating liquors as a beverage, and to regulate the sale of the same for medicinal and mechanical purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill be printed and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Robbins,

The recommendation of the committee was concurred in.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

## MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }  
Lansing, February 28, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to return to the House the following bills :

1. House bill No. 28, entitled

A bill to extend the time for the collection of taxes in the township of Springwells, in Wayne county, for the year 1876 ;

2. House bill No. 338, entitled

A bill to extend the time for the collection of taxes in the township of Brownstown, in the county of Wayne, for the year 1876 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, February 27, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following joint resolution :  
Senate joint resolution No. 9, entitled

Joint resolution to provide for a revision of the system of keeping State accounts,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The joint resolution was read a first and second time by its title, and referred to the committee on ways and means.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, Feb. 27, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill :

Senate bill No. 85, entitled

A bill to amend sections 89, 91, 95, 156, 157, 158, and 159 of act No. 142, of the session laws of 1863, entitled “ An act to revise the charter of the city of St. Clair,” approved March 18, 1863 ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, February 27, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bills:

1. House bill No. 117 (printed No. 121), entitled

A bill to amend an act entitled “An act to detach certain territory from the township of Manistee and Stronach in the county of Manistee, and to organize such territory so detached into a township by the name of Filer,” and to legalize certain action taken thereunder;

2. House bill No. 35 (printed No. 3), entitled

A bill to provide for the incorporation of lodges of Knights of Pythias;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE.

*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, February 27, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 68, entitled

A bill to amend section 5 of chapter 5 of act number 62 of the session laws of 1875, approved April 1, 1875, entitled “An act granting and defining the powers and duties of incorporated villages;”

2. Senate bill No. 72, entitled

A bill to change the name of the township of Deerfield, in Van Buren county, from Deerfield to Covert;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The second named bill was read a first and second time by its title, and referred to the committee on towns and counties.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, February 27, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following concurrent resolution:

*Resolved* (the Senate concurring), That a committee of two, with a like com-

mittee from the Senate, be appointed to invite Dr. Theo. McGraw, of Detroit, to deliver his lecture in this hall on the subject of "Heredity;"

In the passage of which the Senate has concurred.

And further to inform the House that Senators Burch and Wilcox have been appointed as such committee on the part of the Senate.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The message was laid on the table.

### THIRD READING OF BILLS.

Senate bill No. 25, entitled

A bill to provide an annual appropriation for the benefit of the Pioneer Society of the State of Michigan,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Laubach,	Mr. Sharts,
Allen,	Gibbs,	Lee,	Shetterly,
Allman,	Gies,	Little,	Stafford,
F. A. Baker,	Gould,	Ludlow,	Steele,
Billings,	Hall,	McArthur,	Stevens,
Brown,	Hankerd,	McGinnis,	Stone,
Canfield,	Harrington,	Markham,	S. W. Turner,
Chase,	Hawley,	Miller,	Valade,
Cheney,	Hayes,	Mills,	Van Raalte,
Clark,	Ireland,	Morrison,	Walkinshaw,
Conely,	Jewell,	Mosher,	Welker,
Coon,	S. Johnson,	North,	Willetts,
Curtiss,	W. W. Johnson,	Norton,	Winchell,
Davis,	Jones,	Reed,	White,
Eaton,	Keeler,	Robbins,	Wood,
Edwards,	Kelley,	Sackrider,	Yeomans,
Farr,	Knight,	A. J. Sawyer,	Speaker, 68

#### NAYS.

Mr. N. Baker,	Mr. Hopkins,	Mr. Palmer,	Mr. Stinchcomb,
Baldwin,	Howland,	Phelps,	Thomson,
Elliott,	Nixon,	Rork,	Turck,
Ferguson,	Norris,	Ross,	Woodworth,
Hamilton,	Parsons,		18

Pending the announcement of the vote,

Mr. Hankerd moved that Wood be excused from voting;

Which motion did not prevail.

Mr. Wood then voted as recorded above.

Mr. Billings moved that Mr. Van Raalte be excused from voting;

Which motion did not prevail.

Mr. Van Raalte then voted as recorded above.

Title agreed to.

Mr. Allen moved to reconsider the vote by which the House passed the bill.

Mr. Gies moved to lay the motion to reconsider on the table.

Mr. Baldwin demanded the yeas and nays.

The demand was seconded, and the motion to lay the motion to reconsider on the table prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Little,	Mr. A. J. Sawyer,
Allen,	Gibbs,	Ludlow,	Sharts,
Allman,	Gies,	McArthur,	Shetterly,
F. A. Baker,	Gould,	McGinnis,	Stafford,
Billings,	Hall,	Markham,	Steele,
Brown,	Hamilton,	Miller,	Stephenson.
Canfield,	Hankerd,	Mills,	Stevens,
Chase,	Hayes,	Moore,	Stone,
Cheney,	Ireland,	Morrison,	S. W. Turner,
Clark,	Jewell,	Mosher,	Walkinshaw,
Conely,	W. W. Johnson,	Nixon,	Welker,
Coon,	Jones,	North.	Willett,
Curtiss,	Keeler,	Norton,	Winchell,
Davis,	Kelley,	Reed,	White,
Eaton,	Knight,	Robbins,	Yeomans,
Edwards,	Laubach,	Sackrider,	Speaker,
Farr,	Lee,		

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## NAYS.

Mr. Elliott,	Mr. Parsons,	Mr. Ross,	Mr. Van Raalte,
Hopkins,	Palmer,	Thomson,	Wood,
Norris,	Phelps,	Turek,	Woodworth. 12

## MOTIONS AND RESOLUTIONS.

Mr. Kelley offered the following:

*Resolved*, That the Sergeant-at-Arms be granted leave of absence until tomorrow evening, and that he be authorized to appoint an assistant to discharge his duties in the mean time.

Which was adopted.

On motion of Mr. Mosher,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Kelley asked and obtained leave of absence for the committee on public lands during the P. M.

Mr. Hoyt asked and obtained leave of absence for the committee on railroads for the P. M.

Mr. A. J. Sawyer asked and obtained leave of absence for the committee on elections during the P. M.

By unanimous consent, the following report was made:

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred



Senate bill No. 47, entitled

A bill to amend sections 2, 9, 10, and 11 of an act entitled an act to incorporate the village of Blissfield," Lenawee county, Michigan, approved March 24, 1875.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. F. A. Baker,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Farr,	Mr. Little,	Mr. Smith,
Allen,	Ferguson,	Ludlow,	Stafford,
Allman,	Gibbs,	McGinnis,	Steele,
F. A. Baker,	Gies,	Markham,	Stevens,
N. Baker,	Gould,	Miller,	Stinchcomb,
Baldwin,	Hamilton,	Morrison,	Thomson,
Billings,	Hankerd,	Mosher,	S. W. Turner,
Brown,	Hawley,	Nixon,	Twadell,
Canfield,	Hayes,	Norris,	Valade,
Chase,	Hopkins,	North,	Van Raalte,
Cheney,	Howland,	Parsons,	Walkinshaw,
Clark,	Ireland,	Palmer,	Welker,
Conely,	Jewell,	Phelps,	Willetts,
Coon,	S. Johnson,	Reed,	Winchell,
Curtiss,	W. W. Johnson,	Robbins,	White,
Davis,	Jones,	Rork,	Wood,
Dillmann,	Keeler,	Sackrider,	Woodworth,
Eaton,	Kelley,	Sharts,	Yeomans,
Edwards,	Laubach,	Shetterly,	Speaker,
Elliott,	Lee,		

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#### NAYS.

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Title agreed to.

On motion of Mr. Robbins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The House then resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Welker moved to take from the table

House bill No. 594, entitled

A bill to provide for the appointment of a superintendent of State property, and to define his powers and duties and to fix his compensation.

Which motion prevailed.

On motion of Mr. Welker,

The bill was referred to the committee on State affairs.

Mr. Mosher offered the following:

*Resolved*, That from and after to-day the sessions of this House shall commence at 9 o'clock A. M.

On motion of Mr. Edwards,

The resolution was laid on the table.

Mr. Palmer moved to discharge the committee of the whole from the further consideration of

Senate joint resolution No. 4, entitled

Joint resolution authorizing the Commissioner of the State Land Office to sell certain State school lands in Osceola county to James Sims, at the original price and upon the original terms provided by law for the sale of the same.

Which motion prevailed.

On motion of Mr. Palmer,

The joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. Laubach,	Mr. Sharts,
Allen,	Gibbs,	Lee,	Shetterly,
Allman,	Gies,	Little,	Stafford,
N. Baker,	Gould,	Ludlow,	Steele,
Baldwin,	Hamilton,	McGinnis,	Stevens,
Billings,	Hawley,	Markham,	Stinchcomb,
Brown,	Hayes,	Miller,	Thomson,
Canfield,	Hopkins,	Morrison,	Turck,
Chase,	Howland,	Mosher,	S. W. Turner,
Clark,	Hoyt,	Nixon,	Twadell,
Conely,	Ireland,	Norton,	Valade,
Coon,	Jewell,	Parsons,	Van Raalta,
Curtiss,	S. Johnson,	Palmer,	Walkinshaw,
Davis,	W. W. Johnson,	Phelps,	Welker,
Dillmann,	Jones,	Reed,	White,
Eaton,	Keeler,	Robbins,	Woodworth,
Edwards,	Kelley,	Rork,	Yeomans,
Elliott,	Knight,	Sackrider,	Speaker,
Farr,			

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#### NAYS.

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Title and preamble agreed to.

#### GENERAL ORDER.

On motion of Mr. Conely,

The House went into committee of the whole on the general order,  
Mr. Allman in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 56 (G. O. 63), entitled

A bill making an appropriation for the erection of an addition to the Normal School building;

2. House bill No. 55 (G. O. 51), entitled

A bill making appropriations for the current expenses of the State Normal School;

And have directed their chairman to report the same back to the House, with the recommendation that they be made the special order for Thursday, March 8.

The committee of the whole have also had under consideration the following entitled bill:

3. House bill No. 140 (G. O. No. 65), entitled

A bill to amend an act entitled "An act to amend section 5 of chapter 24 of the compiled laws of 1871, being an act relative to persons liable to work on highways, and making assessment therefor,"

And have directed their chairman to report the same back to the House with the recommendation that it be recommitted to the committee on roads and bridges.

The committee of the whole have also had under consideration the following entitled bill:

4. House bill No. 157 (G. O. 66), entitled

A bill to prohibit plank road companies from maintaining toll gates within the corporate limits of any city or village,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled joint resolution and bills:

5. Senate joint resolution No. 5, entitled

Joint resolution for the relief of Schuyler W. Ambler, county treasurer of Gratiot county;

6. Senate bill No. 27, entitled

A bill to amend section 16 of chapter 213 of the compiled laws of 1871, entitled "The action of replevin."

7. Senate bill No. 19, entitled

A bill to amend section 57 of chapter 176, being section 5093 of the compiled laws of 1871, as amended by act No. 186 of the session laws of 1873, approved April 29, 1873, relative to the courts of chancery;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following bills:

8. Senate bill No. 8, entitled

A bill to amend section 1 of act No. 82 of the session laws of 1873, and approved April 15, 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties; and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, approved April 12, 1871;

9. Senate bill No. 24, entitled

A bill to amend sections 5133 and 5142 of the compiled laws, relative to granting of injunctions to stay proceedings at law in the courts of chancery,

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

WM. ALLMAN, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the recommendation of the committee of the whole as to the first and second named bills,

The House concurred.

The bills were then made the special order for Thursday, March 8.

The question being on concurring in the recommendation of the committee of the whole as to the third named bill,

The House concurred.

The bill was then recommitted to the committee on roads and bridges.

The question being on concurring in the amendments made by the committee of the whole to the fourth named bill,

The House concurred.

The bill was then placed on the order of third reading of bills.

The fifth, sixth, and seventh named joint resolution and bills were placed on the order of third reading of bills.

The question being on concurring in the action of the committee of the whole in striking out all after the enacting clause of the eighth and ninth named bills,

The House concurred.

The titles and enacting clauses were laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 25, entitled

A bill to extend the time for the collection of the taxes of the township of Springwells, in Wayne county, for 1876;

2. House bill No. 338, entitled

A bill to extend the time for the collection of taxes in the township of Brownstown, in Wayne county, for the year 1876.

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

On motion of Mr. Van Raalte,

The House adjourned.

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*Lansing, Thursday, March 1, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Representative Mills.

Roll called: quorum present.

Absent without leave: Messrs. Little and J. C. Sawyer.

Mr. Hamilton asked and obtained leave of absence for the committee on judiciary and Mr. F. A. Baker for the day.

Mr. Howland asked and obtained leave of absence for himself from Saturday until the 6th.

Mr. Yeomans asked and obtained leave of absence for Mr. Hayes for the forenoon.

Mr. Thomson asked and obtained leave of absence for himself from to-day until the 6th.

Mr. White asked and obtained leave of absence for himself from to-day until the 5th.

Mr. Hall asked and obtained leave of absence for Mr. J. C. Sawyer indefinitely on account of sickness.

Mr. Allen asked and obtained leave of absence for Mr. A. J. Sawyer and himself after to-day until the 7th.

Mr. Hoyt asked and obtained leave of absence for Mr. Little for the day.

The Speaker announced the following communication:

STATE OF MICHIGAN,  
HALL OF REPRESENTATIVES, }  
*Lansing, Feb. 28, 1877.*

*To the Speaker of the House of Representatives:*

SIR,—In accordance with resolution, I do hereby appoint John C. Porter as Deputy Sergeant-at-Arms, to act as such in my absence.

Very respectfully,

W. K. CHILDS,

*Sergeant-at-Arms of House of Representatives.*

The communication was laid on the table.

#### PRESENTATION OF PETITIONS.

No. 516. By Mr. Allen: Memorial of Hon. H. W. Lord, asking pecuniary aid for Mrs. Elmira Brainard.

On demand of Mr. Allen,

The memorial was read at length and spread at large on the journal, as follows:

*Lansing, Feb. 28, 1877.*

*To the Honorable, the members of the Michigan Legislature:*

GENTLEMEN—The undersigned, your petitioner, humbly sets forth that Mrs. Elmira Brainard, of the city of Pontiac, and aged sixty-four years, is in indigent circumstances, and has lately fallen upon the ice and broken the thigh bone of one of her legs.

Mrs. Brainard, who in the interest of Michigan and the common country, spent more than four years of her life among the wounded soldiery, without wages or reward, is now herself the victim of casualty, and is helpless and old.

Mrs. Brainard went out with the Michigan 7th, in August, 1861, to Maryland. In the next spring she was sent to Washington, doing duty in the hospitals. Wherever a battle was in progress she was dispatched with supplies. In that vicinity she had charge of all that work. She was at Winchester and the battle of Cedar Run at the time of Sheridan's ride. She was on the battle field at Gettysburg three months, remaining with the desperately wounded and dying soldiers until late in October.

Entering the service of God and her country, in the first year of the war, she continued her gentle ministrations in all tender and soothing ways known to woman until ten months after the war was over.

She was not only the "*daughter of the regiment*," but the nursing mother as well, of every sick or disabled soldier whom she could reach, from whatever State.

This living monument of the patriotism and self-sacrifice of Michigan women is now fallen and broken.

The record of Mrs. Brainard, as to the extent and duration of her services, stands alone in Michigan; perhaps alone in the record of all the States. Many women went forth with equal devotion, but few had equal strength and endurance.

Your petitioner humbly begs that your honorable body will make inquiry into this case, and then, if the facts are found as herein stated, so far as you can consistently with your legislative duty, and with legal restraints, afford to Mrs. Brainard help, so help you God; and your petitioner will, as in duty bound, ever pray.

HENRY W. LORD.

Referred to the committee on military affairs.

No. 517. By Mr. Chase: Petition of Z. Sexton and others, residents of Clinton county, for the passage of a stringent law establishing the maximum rate of interest, not to exceed seven per cent per annum;

Referred to the committee on State affairs.

No. 518. By Mr. Chase: Petition of J. C. Bronson and 16 others of Clinton county, praying that all railroads be brought under the general railroad law of the State, and the establishment of uniform rates;

Referred to the committee on State affairs.

No. 519. By Mr. Chase: Petition of Miss F. Holt and 18 others of Clinton county, Mich., that females be admitted as students in the Agricultural College;

Referred to the committee on Agricultural College.

No. 520. By Mr. Elliott: Petition of F. J. Barrett, C. E. Fullsum, S. B. Taggett, and 48 others, of Oakland Co., on the same subject;

Referred to the committee on the Agricultural College.

No. 521. By Mr. Elliott: Remonstrance of Walter Crawford, E. J. Bissell, Edwin Andrews, of Oakland Co., against any law prohibiting hunting deer with dogs;

Referred to the committee on State affairs.

No. 522. By Mr. Hill: Petition of O. M. Sikes, Chas. G. George, G. O. Abbott, and 107 others, of Van Buren Co., that all railroads be brought under the general railroad law, and that uniform rates be established;

Referred to the committee on railroads.

No. 523. By Mr. Keeler: Petition of B. Newton, R. C. Hecks, R. C. Poole, and 14 others, relative to duties of supervisors;

Referred to the committee on State affairs.

No. 524. By Mr. Keeler: Petition of C. P. White, E. M. Brown, and 16 others, asking an appropriation for an industrial school for poor and orphan girls;

Referred to the committee on State affairs.

No. 525. By Mr. Keeler: Petition of G. C. Hicks, A. W. Lee, and 22 others, to school superintendents;

Referred to the committee on education.

No. 526. By Mr. Keeler: Petition of R. S. Poole, C. P. White, Wm. Morgan, and 25 others, relative to rates of transportation on railroads;

Referred to the committee on railroads.

No. 527. By Mr. Eaton: Petition of W. F. Leiber, S. Atwater, James Reese, and 71 others for the passage of House bill No. 1, relative to the organization of mutual benefit and coöperative associations within this State;

Laid on the table.



No. 528. By Mr. Martin: Petition of 500 citizens requesting that House bill No. 340 be enacted into a law to provide for the increase of skilled workmen; Referred to the committee on manufactures.

No. 529. By Mr. Stone: Remonstrance of L. F. Smith and 21 others against the passage of any bill to attach the township of Linden, in the county of Midland, to the township of Hope, in said county;

Referred to the committee on towns and counties.

No. 530. By Mr. Sackrider: Memorial of J. N. Eldred and others relative to the removal of obstructions in the Shiawassee river.

On demand of Mr. Sackrider,

The memorial was read at length, and referred to the committee on lumber and salt interests.

No. 531. By Mr. Brown: Petition of Wm. Nilson, mayor of the city of Hillsdale, Enoch Hallet, Capt. J. L. Frisbie, L. R. Penfield, and 283 others, of Hillsdale, for the passage of a law authorizing the qualified voters of the county of Hillsdale to determine by ballot whether spirituous or intoxicating liquors may be sold within said county or not;

Referred to the committee on the liquor traffic.

No. 532. By Mr. Dillmann: Petition of A. F. Doeltz, John Humphrey, Julius Lott, P. W. Murphy, and 600 other citizens of Detroit, relative to taxation of church property.

On demand of Mr. Dillmann,

The petition was read at length and spread at large on the journal, as follows:  
*To the Honorable the Legislature of the State of Michigan:*

The undersigned, citizens of Detroit, respectfully petition your honorable body for the repeal of subdivision 9 of section 871, of the compiled laws of 1871, exempting church property from taxation.

They maintain:

1. That inasmuch as church property enjoys the benefit and protection of government, it ought to contribute ratably to its support.

2. That the exemption of church property from taxation necessarily increases burdens thereof on all other property, to the extent of such exemption. That this exemption has attained already an alarming proportion, as for instance, in some of our cities the property belonging to the Catholic Church alone is immense. In St. Louis it is computed at twenty millions. In New York their property could not be valued by just tax commissioners at less than eighty millions, and in the State of Michigan it may be also valued at millions.

Inasmuch as the State recognizes no religion, and the adherents of each church constitute a very small minority of the community at large, such exemption operates as an indirect mode of sustaining private enterprise by public means; of imposing burdens on the many for the benefit of the few.

3. That the tendency of such legislation as is here sought to be repealed, is pernicious. Unless there be within the State some power whose prerogative it is to determine what constitutes public worship or religion, it necessarily follows that all sects and doctrinarians who call attendance upon their teachings public worship, and the acceptance of such teachings a religion, can, under the present law, claim for their property exemption from taxation. The existence of such a power, on the other hand, is negatived by the spirit of our Constitution, and cases might arise in which its exercise would be fraught with serious consequences.

All of which is respectfully submitted.

Referred to the committee on religious and benevolent societies.



No. 533. By Mr. Dillman: Petition of James Clelan, H. A. Robinson, J. Libby and 140 others, of Wayne county, relative to the passage of House bill No. 1;

Laid on the table.

No. 534. By Mr. Dillmann: Petition of Chas. H. Borchman, Louis Brand, Geo. Kunze and 200 others of Wayne county, relative to the protection of manufacturing and selling beer, ale, cider and native wines, as an encouragement of the same in contradistinction to distilled, spirituous and intoxicating liquors;

Referred to the committee on liquor traffic.

No. 535. By Mr. Mosher: Petition of J. L. Buck, James S. Smith, Abram S. Hall, Samuel L. Smith and 496 others, citizens of the town of Adams, in the county of Hillsdale, asking for the passage of a law authorizing the qualified voters of the county of Hillsdale to determine by ballot whether spirituous or intoxicating liquors may be sold within said county or not.

On demand of Mr. Mosher,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable, the Legislature of Michigan:*

The undersigned, citizens of the town of Adams, county of Hillsdale, and State of Michigan, respectfully and earnestly solicit your Honorable Body to enact a permit at your present session to allow the voters of this (Hillsdale) county, to vote, at the coming spring election (of 1877), on what is better known as the local option law, for and in the county of Hillsdale. We, the lovers of God and humanity, believing that the evils, caused by the traffic in spirituous liquors, cause more wretchedness, distress, want, and woe, than all other evils put together, do earnestly pray that you will grant the above request.

Dated Monday, January 22, 1877.

Referred to the committee on liquor traffic.

#### REPORTS OF STANDING COMMITTEES.

By the committee on ways and means:

The committee on ways and means, to whom was referred House bill No. 518, entitled

A bill to appropriate the sum of \$300.00 for the use of the county agent for Wayne county for the care of juvenile offenders,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The bill was laid on the table.

By the joint committees of the Senate and House on the State public school at Coldwater:

Your joint committee met at Coldwater Tuesday, January 30, and remained in session two days. The Hons. James Burnes, C. D. Randal, H. H. Hinds, the board of control, with Mr. Alden, the efficient superintendent, furnished the committee with valuable information, and offered us every facility of examining into the details of the management of the school. There are forty-five acres of land belonging to the institution, laid out into orchard, garden, meadow, and grounds for the buildings. The grounds on which the buildings are located are

elevated sufficient to give a commanding view of the country about, and with the present drainage makes a fine site for the school. It would be very desirable to add to the grounds a tract of land situated along the east side of the premises, but owing to more urgent needs of the school and the high price which is demanded for the land, your committee do not recommend the purchase at this time.

The buildings consist of the main one, two stories high, with the ground plan in the shape of a cross, having a frontage of 198 feet in the central part. In the building are rooms for superintendent's family, offices, dining hall, kitchen, school room, and chapel. The basement is used for laundry, shoe shop, store room, and boiler room; the latter is located under the dining hall, and your committee agree with the board of control, that it is very unsafe and should be removed elsewhere as soon as possible. Back of the main building a short distance, and nearly in line, are the five cottages that were first erected. These are separated from each other a sufficient distance. Running in front and connected with the main building is a sheltered walk. These five cottages are of the same size and similar in construction. At the west end of the line of the old cottage are three cottages of larger size; and at the east of the main building is a brick building which is used for a hospital. All the cottages, except the three last named, are warmed by steam and lighted by gas furnished by the City Gas Company. The cottages are built of brick (as is also the main building), and have not only a solid but a cheerful and home-like appearance. The system is the family and congregate combined. The children work, eat, and school together in the main building, but in all other respects live as families do, except that the families are larger, numbering from twenty-five to thirty members. The cottages are divided on the first floor into a large sitting and play room for the children, with a sitting and bed room for the matron, and a wash and bathing room for the family. The second floor is divided into two chambers, with a hall between; these chambers are the dormitories in which are double and single iron bedsteads, on which are straw mattresses, sheets, pillows, blankets, and coverlids. The beds are clean and comfortable. The cottages are the homes over which preside capable and intelligent women, who appear to be well fitted for the responsible positions they occupy. These ladies have charge of the children of their respective cottages at all times, except while in school or at work, and mend and take care of the clothing. In short, they perform all the duties of a mother to the children.

The teachers employed in the school room are intelligent, and from the exercises we saw, should judge that they are enthusiastic in their endeavors to instil in the minds of the pupils the necessity of education and habits of study and good order. During our visit we saw the children in their cottages, at their work, in the school, at their meals, and at play, and conversed with them privately and were favorably impressed with the order, discipline, and good management which prevailed in all of the departments of the school. This school was opened for pupils May 24, 1874. Up to this date there have been received from the several counties of the State four hundred and forty-four orphan and neglected children. Of this number 134 have been provided with good homes and indentured to the persons taking them. Fourteen are out on trial, 27 have died, and 269 are now in the school. Over two hundred of these children are boys. The great excess of boys over girls remaining and likely to remain in the school is explained by the superintendent, from the fact that a majority of the children are under the age of ten years. Those wishing to adopt or take children prefer to take girls younger than they will boys. Most

boys are not able to earn much toward their support younger than twelve years, consequently are not sought after as much or as early bound out as girls before this age. The superintendent takes great pains to procure homes for the children, as it is not the intention of the Board of Control to keep children only until such times as homes can be found for them. We examined the work of the boys in the shoe-shop, and were surprised that this branch of industry is so well managed and so great a help to the school. The foreman is paid \$500 per year, and with the help of the boys more than furnishes the school with boots and shoes.

The question may be asked, Is the State benefited by the establishment of this school? Your committee would say that from personal observation, and from what information we have obtained as to the results of the school, we are unanimous in the opinion that as a question of State policy and as an act of humanity, as well as economy, the establishing of this school and in fostering the same, is a step in the right direction to lessen pauperism and prevent crime. Your committee agree that as a question of economy it is far better for the State to take these abandoned and neglected children, and at a few hundred dollars' expense, place them in the way of becoming useful citizens and self supporting, rather than to expend thousands of dollars to build prisons and keep them shut up at great expense to protect society; for the statistics show most conclusively that a large proportion of our inmates of reform schools and State prison have grown out of these neglected children; and however much this institution may be commended for its charitable and benevolent character, its claims upon the people do not, in the opinion of your committee, rest wholly upon these grounds, for while these dependent and abandoned children are here well cared for, and started in a life of usefulness, instead of one of pauperism and crime, that desirable result is accomplished at an expense but little if any greater than would be taxed to the counties to maintain them in the county poorhouses. We saw many letters from superintendents of county poor, asking for admission of children into the school. But as the capacity of the school will not admit of more than is now present, and as the demands are so urgent, your committee recommend the erection of another cottage of extra size, capable of holding sixty children. In consultation with the Superintendent we learn that by taking the more advanced children, and those who are orderly, that a cottage of this kind could be managed by one matron; and as the expense of building would be less than of two cottages of the usual size, we have recommended the same, which would increase the capacity of the school to 315 children.

The estimates of the Board of Control are based on the actual needs of the institution and for current expenses for 255 children. Your committee have examined into the amounts very closely, and the following tabulated statement will show they are made up for the two years:

For bedding.....	\$472 00
butter and eggs besides what is produced on the farm. ....	725 00
clothing, \$20 each.....	5,100 00
fuel.....	3,664 00
furniture.....	700 00
farm and barn repairs, and expenses.....	739 00
flour and meal.....	2,100 00
groceries.....	2,238 00
hospital stores.....	154 00
lights.....	900 00

For meat and fish.....	\$1,600 00
miscellaneous.....	970 00
printing, stationery, and postage.....	275 00
repairs.....	235 00
school.....	350 00
vegetables.....	500 00
milk, besides what is produced.....	1,000 00
Total.....	<u>\$21,722 00</u>

OFFICERS' AND EMPLOYÉS' SALARIES.

Pay roll for one month being as follows :

*Pay Roll of Employés in the Michigan State Public School, for the Month of December, 1876.*

NAME.	Grade.	Time.	Rate per Year.	Amount.
Lyman P. Alden.....	Superintendent.....	1 month	\$1,600 00	\$133 33.
D. G. Blackman.....	Clerk and Steward...	1 "	800 00	66 66
Alla Clark.....	Matron.....	1 "	400 00	33 33
Olivia Stafford.....	Cottage Manager.....	1 "	300 00	25 00
Lorenzo Woodruff.....	" "	1 "	300 00	25 00
Sarah F. Lord.....	" "	1 "	300 00	25 00
Agnes McCollom.....	" "	1 "	300 00	25 00
Miriam Harkness.....	" "	1 "	300 00	25 00
Jennie Hall.....	" "	1 "	300 00	25 00
Ann Glynn.....	" "	1 "	300 00	25 00
Sarah Watson.....	" "	1 "	300 00	25 00
Ella P. Irish.....	Hospital Manager....	1 "	360 00	30 00
Jennie Chase.....	Teacher.....	1 "	300 00	25 00
Mary Frazer.....	" .....	1 "	300 00	25 00
Philinda Dix.....	" .....	1 "	300 00	25 00
Florence McCollom.....	" .....	1 "	300 00	25 00
Maggie Crane.....	" .....	1 "	300 00	25 00
Edwin Mansell.....	Engineer.....	1 "	660 00	55 00
William Cook.....	Ass't Engineer.....	1 "	300 00	25 00
Thomas Rhodes.....	Shoemaker.....	1 "	500 00	41 66
Abram Greenwood.....	Baker.....	1 "	384 00	32 00
James P. Allen.....	Farmer.....	1 "	240 00	20 00
A. M. P. Anderson.....	Laundress.....	1 "	Per Mo.	18 00
Carrie Jewett.....	Ass't Laundress.....	1 "	" "	18 00
Mary Allen.....	Cook.....	1 "	" "	20 00
Clara Tower.....	Assistant Cook.....	1 "	" "	12 00
Jennie Nichols.....	Seamstress.....	1 "	" "	16 00
C. O. Vanslyke.....	" .....	1½ "	" "	8 00
Nellie Andrews.....	" .....	1½ "	" "	4 66
Melissa Putnam.....	House-cleaner.....	1 "	" "	12 00
Laura Allen.....	Dining-room Girl....	1 "	" "	16 00
Jane Warner.....	Domestic.....	1 "	" "	12 00
L. H. Pratt.....	Ass't Ironer.....	7-26 mo.	" "	7 00
Mary Mansell.....	Sub. Cottage Manager	6¼ days @ \$25 per mo.		6 00
Anna French.....	" " ".....	11½ " @ 25 "		11 04
Anna French.....	Seamstress.....	11 " @ 12 "		5 08
John Perk.....	Laborer.....	8 " @ 39 "		12 00
Total.....				<u>\$939 76</u>

Making eleven thousand two hundred and seventy-eight dollars per year; and making a total for current expenses of thirty-three thousand dollars per year.

The Board of Control ask for building engine house, laundry, water-tower and smoke-stack, the following amounts as reported by the architect and engineer:

For brick and mason work.....	\$4,140
roofing, lumber, and carpenter's work.....	2,010
moving old boiler.....	300
purchasing one new boiler 16 feet long, 60 inches in diameter....	1,200
600 feet 6-inch water and steam pipe.....	1,200
300 feet 2-inch return pipe.....	93
350 feet 3-inch water pipe.....	210
200 feet 2½-inch engine hose.....	325
200 feet 2-inch steam pipe for cooking apparatus.....	186
4 fire hydrants.....	100
1 steam pump for tanks.....	250
trenching, boxing, and asbestos for steam pipes.....	700
extra piping, fitting valves, and labor.....	500
Total.....	<u>\$11,214</u>

Your committee recommend that for this purpose, the sum of ten thousand dollars be appropriated.

For barn and sheds the Board have asked \$1,200. Your committee recommend \$1,000.

For trees.....	\$100 00
fencing.....	300 00
grading.....	200 00
drainage.....	400 00
	<u>\$1,000 00</u>

Which your committee recommend. For painting the buildings, and such repairs as may be necessary on the same for the two ensuing years, \$2,500 is asked; your committee recommend that \$2,000 be allowed. For horse, carriage, cutter, robes, and harness, \$500 is asked; which your committee recommend,—\$400, as follows:

For one horse.....	\$150
“ buggy.....	150
“ cutter.....	50
“ robe.....	15
“ harness.....	35
	<u>\$400</u>

For library the board ask for \$300; which is recommended by your committee.

For farm implements is asked the sum of \$200; which is recommended.

For furniture for main building, school-room, and kitchen, including one cabinet organ and one book case, the board ask for \$1,500; which is recommended by your committee.

For deficit in the construction of the three cottages, and for drainage and

other expense incurred in the same, the Board of Control ask for an appropriation of \$6,000.00. As will be seen by the report of the Board on pages 10 and 11, there appears to be a necessity in exceeding the appropriation, and as the Board say, by the consent and advice of the Governor, and their own judgment in the matter, as to the necessity of the case, they completed the work, thereby causing the deficit; while your committee do not approve of expenditures in excess of appropriations in any of the State institutions, in this case, being satisfied from our observations that it was one of those cases that could not be well avoided, in safety to the health of the children of the school, we recommend that the appropriation be made.

The Board ask for an appropriation of \$500 for live stock, which is not recommended by your committee, as without the purchase of more land no more stock is needed, it being cheaper to buy milk than to purchase cows and pay for pasturage for the same.

For steam heating apparatus in three cottages last erected, and school room, the Board ask for \$400; which your committee recommend.

The estimates for building a cottage 40 by 50 feet, two stories high is:

For stone, brick, and mason work.....	\$3,040
Lumber, windows, doors, and carpenter's work.....	3,490
Steam heating apparatus.....	450
Gas pipe and fixtures.....	100
Plumbing.....	232
Making connections with steam, water, and gas pipes.....	200
Furnishing cottages with beds, furniture, etc.....	867
Total.....	<u>\$8,379</u>

Your committee recommend that the sum of eight thousand dollars be appropriated for the cottage, to be completed for the accommodation of sixty children.

In view of this cottage and the increase of the children to 315, we recommend that the sum of \$4,000 be added to the current expenses for the year 1878; making the total appropriation for the State Public School for the years 1877 and 1878 the sum of \$100,800.00.

All of which is most respectfully submitted to your consideration.

WM. CHAMBERLAIN,  
D. P. FOOTE,  
F. S. FREEMAN,  
*Senate Committee.*  
CHARLES MOSHER,  
R. REED,  
WM. L. ABBOTT,  
J. B. JEWEL,  
JAS. C. WOOD,  
*House Committee.*

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 117 (printed No. 121), entitled

A bill to amend an act entitled "An act to detach certain territory from the



townships of Manistee and Stronach in the county of Manistee, and to organize such territory so detached into a township by the name of Filer," and to legalize certain action taken thereunder;

2. House bill No. 35 (printed No. 3), entitled

A bill to provide for the incorporation of lodges of Knights of Pythias.

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill 428, entitled

A bill to authorize the board of supervisors of the county of Cheboygan to audit and pay certain expenses for the superintendence and engineering services upon work now being done by the State in improving the navigation of the lakes and rivers of Cheboygan county and their tributaries,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 413, entitled

A bill to amend section 93, chapter 10, compiled laws of 1871, being compiler's section 583, relative to vacancies in the office of register of deeds.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the majority of the committee on municipal corporations:

The majority of the committee on municipal corporations, to whom was referred

House bill No. 342, entitled

A bill to render incorporated cities liable in cases of injury from defective sidewalks and crosswalks, and highways,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred



House bill No. 434, entitled

A bill to incorporate the village of Manton, in the county of Wexford,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gibbs,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 571, entitled

A bill to incorporate the village of Oakley in the county of Saginaw, and to detach certain territory from the township of Chesaning and attach the same to the township of Brady in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sackrider,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hawley,	Mr. Miller,	Mr. Stafford,
Allen,	Hayes,	Morrison,	Steele,
Baldwin,	Hill,	Nixon,	Stevens,
Brown,	Howland,	North,	Stinchcomb,
Canfield,	S. Johnson,	Norton,	Stone,
Clark,	W. W. Johnson,	Parsons,	Thomson,
Coon,	Jones,	Phelps,	Turck,
Curtiss,	Keeler,	Reed,	J. M. Turner,
Davis,	Knight,	Robbins,	S. W. Turner,
Dillmann,	Laubach,	Rork,	Valade,
Edwards,	Lee,	Ross,	Walkinshaw,
Elliott,	Ludlow,	Sackrider,	Winchell,
Ferguson,	McArthur,	Sharts,	White,
Gibbs,	McGinnis,	Shetterly,	Yeomans,
Gould,	Markham,	Smith,	Speaker,
Harrington,			

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#### NAYS.

Mr. Hankerd,

The question being on agreeing to the title

Mr. Sackrider moved to amend the title so as to read as follows:

A bill to detach certain territory from the township of Chesaning, in the county of Saginaw, and attach the same to the township of Brady in said county;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Sackrider,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 68, entitled

A bill to amend section 5, of chapter 5, of act number 62 of the session laws of 1875, approved April 1st, 1875, entitled "An act granting and defining the powers and duties of incorporated villages,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 357, entitled

A bill to incorporate the village of Rodgers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*

Report accepted and committee discharged.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 453, entitled

A bill to amend the charter of the city of Ishpeming,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 502, entitled

A bill to incorporate the village of Port Sanilac, in the county of Sanilac,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and

recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was recommitted

House bill No. 140 (G. O. No. 65), entitled

A bill to amend an act entitled "An act to amend section 5 of chapter 24 of the compiled laws of 1871, being an act relative to persons liable to work on highways, and making assessment therefor,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. L. ABBOTT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Abbott,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered re-printed, referred to the committee of the whole, and placed on the general order.

By the committee on drainage:

The committee on drainage, to whom was referred

House bill No. 219, entitled

A bill to aid in the reclamation and drainage of swamp lands in the counties of St. Clair and Lapeer,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill be referred to the committee on public lands, and ask to be discharged from the further consideration of the subject.

RICHARD KEELER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Keeler,

The recommendation of the committee was concurred in.

The bill was then referred to the committee on public lands.

By the committee on fisheries:

The committee on fisheries having incurred certain expenses for railroad fare and hotel bills, etc., in visiting the State fisheries at Pokagon and Detroit, have instructed me to report the following bills of expenditures, and recommend their allowance, viz.:

L. B. Miller.....	\$25 50
Giles Ross.....	25 50
S. Howland.....	25 50
	<hr/>
	\$76 50

And ask to be discharged from the further consideration of the subject.

S. HOWLAND, *Chairman*.

Report accepted and committee discharged.

Mr. Jewell moved that the report be adopted ;

Pending which,

Mr. Hawley moved to refer the report to the committee on ways and means;

Which motion prevailed.

The report was so referred.

By the committee on private corporations :

The committee on private corporations, to whom was referred

House bill No. 231, entitled

A bill to amend sections 2245 and 2247 of the compiled laws, relative to banking,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendment, and recommend that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. F. HARRINGTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Harrington,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporation :

The committee on private corporations, to whom was referred

Senate bill No. 9, entitled

A bill to facilitate the organization of co-operative and mutual benefit associations within this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

C. F. HARRINGTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Mosher,

The bill was laid on the table.

By the committee on local taxation :

The committee on local taxation, to whom was referred

House bill No. 478, entitled

A bill to authorize the county of Ontonagon to raise tax for the purpose of constructing a railroad from the village of Ontonagon to some point with through railroad communication with the eastern market,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass. In the Second Vol. Twentieth Michigan Reports the Supreme Court decided in the case of the Detroit & Howell Railroad Co. vs. The Township of Salem, and the attorneys for the defendants made the following points: Townships have no power at common law or under the general statutes of this State to pledge their credit or make donations to private corporations or to individuals.

The Supreme Court sustained these points as follows: "Although an incidental benefit may accrue to the public from a private enterprise, yet that will afford no ground for imposing burdens upon the public by way of taxation in behalf of such enterprise. But taxation can no more be employed in behalf of

such corporation than in behalf of the projectors of a mill, a hotel, or any other private enterprise."

WM. S. TURCK, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. W. W. Johnson,

The bill was laid on the table.

By the committee on federal relations:

The committee on federal relations, to whom was referred

House joint resolution No. 9, entitled

Joint resolution asking congress for an appropriation to construct a light-house at the harbor of Menominee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

Joint resolution asking congress for an appropriation to construct a light-house at the harbor of Menominee,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

THOMAS MORRISON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Farr,	Mr. Lee,	Mr. Stafford,
Allen,	Gibbs,	Ludlow,	Stinchcomb,
Allman,	Gies,	Markham,	Stone,
N. Baker,	Hankerd,	Miller,	Thomson,
Baldwin,	Harrington,	Morrison,	Turck,
Brown,	Hawley,	Mosher,	S. W. Turner,
Canfield,	Hayes,	Nixon,	Twadell,
Chase,	Hill,	Norris,	Valade,
Cheney,	Ireland,	North,	Van Raalte,
Clark,	Jewell,	Parsons,	Walkinshaw,
Coon,	S. Johnson,	Phelps,	Welker,
Curtiss,	W. W. Johnson,	Reed,	Willett,
Davis,	Jones,	Rork,	Winchell,
Dillmann,	Keeler,	Ross,	White,
Eaton,	Kelley,	Sackrider,	Yeomans,
Edwards,	Knight,	Sharts,	Speaker,
Elliott,	Laubach,	Shetterly,	

67

#### NAYS.

0

The question being on agreeing to the title,

Mr. Van Raalte moved to amend the title as follows: By striking out the words "to construct a light-house at the ;"

Which motion prevailed.

The title as amended and the preamble were then agreed to.

## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, February 28, 1877.

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

Joint resolution asking Congress to order a survey of Portage Lake, in Manistee county, with a view of constructing a harbor of refuge,

An act to extend the time for the collection of taxes in the township of Grosse Pointe, in the county of Wayne,

An act to extend the time for the collection of taxes in the township of Springwells, in Wayne county, for 1876;

An act to extend the time for the collection of taxes in the township of Brownstown, in Wayne county, for the year 1876;

CHARLES M. CROSWELL.

The message was laid on the table.

The Speaker also announced the following:

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
Lansing, March 1, 1877. }

*To the House of Representatives:*

I am prepared to submit nominations to the House in joint convention whenever it shall be convenient for them to meet for that purpose.

CHARLES M. CROSWELL.

The message was laid on the table.

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, February 28, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill: House bill No. 142 (printed No. 64), entitled

A bill to re-incorporate the village of Mount Morris in the county of Genesee: And to inform the House that the Senate has amended the same as follows:

1. By striking out "(1)" and "(12)" in line 3 of section 1.
2. By striking out "(6)" and "(7)" in line 4 of same section.
3. By inserting in line 5 of section 1, after the word "Genesee," where it first occurs the word "all."
4. By striking out the word "corporation" in line 5 of section 1.
5. By striking out the word "and" after the word "room" in line 2 of section 2, and inserting the words "in the" in lieu thereof.
6. By striking out the word "second" in line 2 section 2, and inserting "third" in lieu thereof.
7. By striking out the word "the" before the word "said," in line 5 of section 2.
8. By inserting after the word "seven," in line 7 of section 2 the words "of chapter one."

In the passage of which as thus amended, the Senate has concurred by major-

ity vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the amendments made to the bill by the Senate,

The same were concurred in, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. McArthur,	Mr. Stafford,
Allen,	Fletcher,	Markham,	Steele,
Allman,	Gibbs,	Morrison,	Stevens,
N. Baker,	Gould,	Mosher,	Stinchcomb,
Brown,	Hankerd,	Nixon,	Stone,
Canfield,	Hill,	Parsons,	Turck,
Chase,	Howland,	Phelps,	S. W. Turner,
Cheney,	Ireland,	Reed,	Twadell,
Clark,	Jones,	Robbins,	Valade,
Coon,	Keeler,	Sackrider,	VanRaalte,
Curtiss,	Knight,	Sharts,	Walkinshaw,
Dillmann,	Laubach,	Shetterly,	Winchell,
Eaton,	Lee,	Smith,	Speaker,
Elliott,	Ludlow,		54

#### NAYS.

Mr. Baldwin,	Mr. W.W. Johnson,	Mr. Miller,	Mr. Welker,
Jewell,	McGinnis,	Ross,	White,
			8

Mr. Welker moved to reconsider the vote by which the House concurred in the amendments;

Which motion prevailed.

The question being on concurring therein,

On motion of Mr. Willett,

The bill was recommitted to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, February 28, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 152, entitled

A bill to organize the townships of Spaulding, Breen, Breitung, Stephenson, and Holmes, and to re-organize the townships of Cedarville, Ingallston, and Menominee, in the county of Menominee.

And to inform the House that the Senate has amended the same by striking out Sec. 9 and inserting the following in lieu thereof:

Sec. 9. The first township meeting in the several townships organized under this act, shall be held at such time and place in each of said townships as may be designated by a written notice thereof, to be posted at three public places therein, at least thirty days before the day of such meeting, which notice shall be given by the county clerk of the county of Menominee, upon the petition of



at least thirty resident freeholders of the township to which it relates, and the said county clerk shall designate three persons by name in each township to act as inspectors of said first township meeting, who shall take the constitutional oath of office, and shall thereby be authorized to act as such inspectors, with the same powers, rights, and duties as if they were named herein. A copy of said notice shall also be published in some newspaper printed and published in the county of Menominee, at least twenty days prior to the day designated for the meeting;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the amendments made to the bill by the Senate,

The same were concurred in, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gies,	Mr. McGinnis,	Mr. Stevens,
Allen,	Gould,	Markham,	Stinchcomb,
Allman,	Hankerd,	Miller,	Stone,
Baldwin,	Hayes,	Mills,	Thomson,
Brown,	Hill,	Morrison,	Turck,
Canfield,	Ireland,	Mosher,	S. W. Turner,
Chase,	Jewell,	Nixon,	Twadell,
Cheney,	S. Johnson,	Norris,	Valade,
Clark,	W.W. Johnson,	North,	Van Raalte,
Coon,	Jones,	Parsons,	Walkinshaw,
Curtiss,	Keeler,	Phelps,	Welker,
Davis,	Knight,	Reed,	Willett,
Dillmann,	Laubach,	Robbins,	White,
Eaton,	Lee,	Sackrider,	Yeomans,
Edwards,	Ludlow,	Sharts,	Speaker,
Ferguson,	McArthur,	Shetterly,	

63

#### NAYS.

Mr. Rork,

1

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### THIRD READING OF BILLS.

House bill No. 157 (G. O. No. 66), entitled

A bill to prohibit plank road companies from maintaining toll gates within the corporate limits of any city or village.

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Coon,

The bill was laid on the table.

Senate joint resolution No. 5, entitled

Joint resolution for the relief of Schuyler W. Ambler, county treasurer of Gratiot county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Hankerd,	Mr. Markham,	Mr. Stafford,
Allen,	Harrington,	Martin,	Steele,
Allman,	Hawley,	Miller,	Stevens,
N. Baker,	Hill,	Moore,	Stinchcomb,
Baldwin,	Howland,	Morrison,	Stone,
Brown,	Ireland,	Mosher,	Thomson,
Canfield,	Jewell,	Nixon,	Turck,
Cheney,	S. Johnson,	North,	S. W. Turner,
Clark,	W.W. Johnson,	Norton,	Twadell,
Coon,	Jones,	Parsons,	Van Raalte,
Curtiss,	Keeler,	Phelps,	Walkinshaw,
Davis,	Kelley,	Reed,	Welker,
Dillmann,	Knight,	Rork,	Willett,
Eaton,	Laubach,	Ross,	Winchell,
Edwards,	Lee,	Sackrider,	White,
Farr,	Ludlow,	Sharts,	Yeomans,
Ferguson,	McGinnis,	Shetterly,	Speaker,
Gibbs,			70

## NAYS.

0

Title and preamble agreed to.

Senate bill No. 19, entitled

A bill to amend section 57 of chapter 176, being section 5093 of the compiled laws of 1871, as amended by act No. 186 of the session laws of 1873, approved April 29, 1873, relative to the courts of chancery,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Markham,	Mr. Sharts,
Allman,	Hall,	Martin,	Shetterly,
N. Baker,	Hankerd,	Miller,	Stafford,
Baldwin,	Hawley,	Moore,	Steele,
Canfield,	Hill,	Morrison,	Stephenson,
Chase,	Howland,	Mosher,	Stevens,
Cheney,	Ireland,	Nixon,	Stinchcomb,
Clark,	Jewell,	Norris,	Stone,
Coon,	S. Johnson,	North,	Thomson,
Curtiss,	W.W. Johnson,	Norton,	S. W. Turner,
Davis,	Jones,	Parsons,	Twadell,
Dillmann,	Keeler,	Phelps,	Walkinshaw,
Eaton,	Kelley,	Reed,	Welker,
Edwards,	Knight,	Robbins,	Willett,
Elliott,	Lee,	Rork,	Winchell,
Gibbs,	Ludlow,	Ross,	White,
Gies,	McGinnis,	Sackrider,	Yeomans,
			68

## NAYS.

0

Title agreed to.

Senate bill No. 27, entitled

A bill to amend section sixteen, of chapter two hundred and thirteen of the compiled laws of 1871, entitled, "The action of replevin,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Miller,	Mr. Steele,
Allman,	Hall,	Moore,	Stephenson,
Billings,	Hankerd,	Morrison,	Stevens,
Brown,	Harrington,	Mosher,	Stinchcomb,
Canfield,	Hawley,	Nixon,	Stone,
Chase,	Hill,	Norris,	Thomson,
Clark,	Howland,	North,	Turck,
Conely,	Ireland,	Norton,	S. W. Turner,
Coon,	Jewell,	Parsons,	Twadell,
Curtiss,	W. W. Johnson,	Palmer,	Valade,
Davis,	Jones,	Phelps,	Van Raalte,
Dillmann,	Kelley,	Reed,	Walkinshaw,
Eaton,	Knight,	Robbins,	Welker,
Edwards,	Lee,	Rork,	White,
Elliott,	Ludlow,	Ross,	Wood,
Farr,	McArthur,	Sackrider,	Woodworth,
Ferguson,	McGinnis,	Shetterly,	Yeomans,
Gibbs,	Markham,	Stafford,	Speaker,
Gies,	Martin,		

74

0

#### NAYS.

Title agreed to.

#### MOTIONS AND RESOLUTIONS.

Mr. Conely moved that the House hold no session this afternoon, but that, by adjourning over, opportunity be given to certain committees to dispose of business requiring immediate attention;

Which motion prevailed.

Mr. Moore offered the following concurrent resolution:

*Whereas*, By a resolution of the House of Representatives which passed this House and also the Senate at an early period in this session an investigation of an alleged defalcation in the chemical laboratory of the University of Michigan was ordered, and

*Whereas*, The joint committee of the House and Senate to which said investigation was committed have made a very thorough and exhaustive examination of all the matters pertaining to such alleged defalcation, and the treatment of the same by the Board of Regents of said University, and

*Whereas*, An examination of the important testimony taken in said investigation is necessary to a proper and full understanding of any conclusions which said joint committee may reach; therefore

*Resolved*, That the said committee, in conjunction with the several committees of the House and Senate on printing be and they are hereby authorized and empowered to order the printing of five hundred copies of the testimony taken and report which shall be made by said committee, one hundred and thirty-two copies of which shall be for the use of the members of the House of Representatives and of the Senate, one copy for each of the State officers, one

copy for each of the Regents of the University, one copy for each of the publishers of newspapers within the State, and the remaining copies to be turned over to the custody of the State librarian, to be disposed of as she may be directed by the Governor and Secretary of State.

Mr. Mills moved that the rules be suspended and the concurrent resolution be put upon its immediate passage;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on the adoption of the resolution,

Mr. Mosher moved to amend the resolution, by including among the persons to receive one copy each of the printed testimony, "the officers and the reporters of the Legislature;"

Pending which,

Mr. Robbins moved that the resolution be referred to the committee on printing;

Pending which,

Mr. Turck moved that the House do now adjourn;

Which last named motion did not prevail.

The motion to refer then did not prevail.

The question then being on the motion to amend,

Mr. Moore demanded the yeas and nays.

The demand was not seconded.

The motion to amend then prevailed.

The question being on the adoption of the resolution,

Mr. Allen moved to amend by striking out the words "one copy for each of the publishers of newspapers within the State;"

Which motion prevailed.

Mr. Allen moved to amend by making the number of copies 250, instead of 500;

Which motion did not prevail.

The question being on the adoption of the resolution,

Mr. Harrington demanded the yeas and nays.

The demand was seconded, and the resolution was adopted, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Eaton,	Mr. Martin,	Mr. Smith,
Allen,	Edwards,	Mills,	Stafford,
Allman,	Farr,	Mosher,	Steele,
F. A. Baker,	Fletcher,	Norris,	Stephenson,
N. Baker,	Gibbs,	North,	Stevens,
Baldwin,	Gould,	Parsons,	Stone,
Billings,	Hamilton,	Palmer,	S. W. Turner,
Brown,	Hankerd,	Phelps,	Twadell,
Canfield,	Hawley,	Prindle,	Van Raalte,
Chase,	Howland,	Reed,	Walkinshaw,
Cheney,	Ireland,	Robbins,	Welker,
Clark,	S. Johnson,	Rork,	Willetts,
Conely,	Keeler,	Sackrider,	Winchell,
Coon,	Kelley,	A. J. Sawyer,	Woodworth,
Curtiss,	Lee,	Sharts,	Yeomans,
Davis,	Ludlow,	Shetterly,	Speaker,
Dillmann,	McArthur,		

## NAYS.

Mr. Elliott,	Mr. Jewell,	Mr. Moore,	Mr. Stinchcomb,	
Ferguson,	W.W. Johnson,	Morrison,	Turck,	
Harrington,	Knight,	Nixon,	Valade,	
Hill,	Miller,	Ross,		15

Mr. Hopkins moved to discharge the committee of the whole from the further consideration of

House bill No. 198 (G. O. 108), entitled

A bill to organize the township of "Hayes," in the county of Clare.

Which motion prevailed.

On motion of Mr. Hopkins,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage,

Pending the taking of the vote thereon,

Mr. Steele moved to amend the bill by striking out the word "congressional" before the word "townships" in line 2 of section 1;

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Martin,	Mr. Steele,
Allman,	Gould,	Miller,	Stephenson,
N. Baker,	Hall,	Mills,	Stevens,
Billings,	Hankerd,	Moore,	Stinchcomb,
Brown,	Hawley,	Morrison,	Stone,
Canfield,	Hill,	Mosher,	Thomson,
Chase,	Hopkins,	Nixon,	Turck,
Cheney,	Howland,	North,	S. W. Turner,
Clark,	Ireland,	Norton,	Twadell,
Conely,	Jewell,	Parsons,	Valade,
Coon,	S. Johnson,	Palmer,	Van Raalte,
Curtiss,	W.W. Johnson,	Phelps,	Walkinshaw,
Davis,	Jones,	Reed,	Welker,
Dillmann,	Keeler,	Robbins,	Willetts,
Eaton,	Kelley,	Rork,	Winchell,
Edwards,	Knight,	Ross,	White,
Elliott,	Lee,	Sackrider,	Wood,
Farr,	Ludlow,	Sharts,	Woodworth,
Ferguson,	McArthur,	Shetterly,	Yeomans,
Gibbs,	Markham,	Stafford,	Speaker,

80

## NAYS.

Title agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Hopkins arose to a question of privilege as follows: The bill just passed, House bill No. 198, says at its head, "introduced by Mr. Jewell," whereas in fact the bill was introduced by him (Hopkins).

The Speaker directed the necessary correction made.

Mr. Moore asked and obtained leave of absence for himself until the 6th.

Mr. Eaton asked and obtained leave of absence for himself until the 6th.

On motion of Mr. Edwards,

The House adjourned.

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*Lansing, Friday, March 2, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Dr. Duffield.

Roll called: quorum present.

Mr. Fletcher asked and obtained leave of absence for Mr. Stephenson indefinitely.

Mr. Mills asked and obtained leave of absence for himself after to-day until the 7th.

Mr. Mosher asked and obtained leave of absence for Mr. Brown after to-day until the 7th.

Mr. Willett asked and obtained leave of absence for himself for this P. M.

Mr. Harrington asked and obtained leave of absence for himself until the 7th.

Mr. Hawley, by unanimous consent, offered the following resolution:

*Resolved*, That when this House adjourns to-day, it be until Monday evening at half-past 8 o'clock;

Which was adopted.

#### PRESENTATION OF PETITIONS.

No. 536. By Mr. Mosher: Petition of R. G. Van Deusen, W. T. Tillotson, Levi Hicks, and 55 others, members of Elsie Grange No. 202, Patrons of Husbandry, for a law to establish uniformity of text books in our common schools;

Referred to the committee on education.

No. 537. By Mr. Mosher: Petition of Levi Dunn, Lyman Beatty, Alvin Billings, Charley Billings, and 58 others, of the town of Somerset, Hillsdale county, for the passage of a law authorizing the electors of that county to determine by ballot whether spirituous or intoxicating liquors may be sold in said county;

Referred to the committee on the liquor traffic.

No. 538. By Mr. Ferguson: Remonstrance of G. A. Cross, H. A. Wells, Wm. Nelson, and 86 others of Van Buren county, against the passage of any law to prevent netting wild pigeons during the months of March, April, May or June, in this State;

Referred to the committee on State affairs.

No. 539. By Mr. Hall: Petition of Geo. L. Oliver, M. W. Turck, Jas. C. Freer, Justus Lowe, Geo. W. Jackson and 110 other tax-payers and citizens of Lenawee county, for a change in the law appropriating the liquor tax to the local treasuries, so that it go into the general fund of the county;

Referred to the committee on the liquor traffic.

No. 540. By Mr. Nixon: Remonstrance of N. G. Northrup and 116 others against granting a city charter to Eaton Rapids;

Referred to the committee on municipal corporations.

No. 541. By Mr. Edwards: Remonstrance of F. M. Chittenden, B. F. Needham, J. H. Young, and 170 others of Bertrand, Berrien county, against dividing Bertrand into two townships;

Referred to the committee on towns and counties.

No. 542. By Mr. Edwards: Remonstrance of Geo. A. Blakeslee, Alexander Emery, Richard W. Montrose, and 51 others, residents of Galien, Berrien county, against applying the liquor tax to the poor fund;

Referred to the committee on the liquor traffic.

No. 543. By Mr. Edwards: Petition of Henry Johnson and 6 others, residents of Bertrand township, Berrien county, praying for another election precinct in said town;

Referred to the committee on elections.

No. 544. By Mr. Edwards: Remonstrance of Geo. Wimer, John V. Phillips, Henry Kruger and 75 other residents of New Buffalo, Berrien co., against applying the liquor tax to the poor fund;

Referred to the committee on liquor traffic.

No. 545. By Mr. S. Johnson: Petition of Mrs. Olivia E. Chapman, Lydia B. Jones and 300 others, residents of Cass county, relative to sale of intoxicating drinks.

On demand of Mr. S. Johnson,

The petition was read at length and spread at large on the journal, as follows:

*Petition to our Legislature:*

We, as men and women, hereby petition for the protection of home, by the enactment of a law that no place for the sale of intoxicating drinks shall be licensed in any locality, without the consent of a majority of the voters, and of women over twenty-one years of age, in that locality; such consent to be expressed by their signatures to a petition for such license.

Referred to the committee on the liquor traffic.

No. 546. By Mr. Brown: Petition of J. W. Ewing, Thomas Ewing, George N. Hewett, G. W. Worden, and 84 others of Woodbridge, Hillsdale county, that the electors of said county be allowed to determine by ballot whether intoxicating liquors be sold in that county;

Referred to the committee on liquor traffic.

No. 547. By Mr. Phelps: Petition of C. W. Weirmette, R. G. Young, Lewis Toan, James Mucker, and 62 others, of Mecosta county, that voters be required to place their names on the back of their ballots;

Referred to the committee on elections.

No. 548. By Mr. Edwards: Remonstrance of E. J. Bonine, Wm. Graves, and 150 other citizens of Niles, Berrien county, against the transferring of the liquor tax to the poor fund;

Referred to the committee on liquor traffic.

No. 549. By Mr. Clark: Petition of Geo. Robinson, F. W. Fifield, and 25 others, residents of Oakland county, in favor of county superintendents of schools;

Referred to the committee on education.

No. 550. By Mr. Morton: Petition of Chas. Draper, John M. Smith, John P. Foster, and 90 others of Oakland county, in regard to the uniform size of the fruit barrel.



On demand of Mr. Morton,

The petition was read at length.

Referred to the committee on State affairs.

The Speaker having announced that the hour had arrived for the

SPECIAL ORDER,

On motion of Mr. Conely,

The House went into committee of the whole on the special order,

Mr. Chase in the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 114 (G. O. 53), entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein;

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

E. V. CHASE, *Chairman*.

Report accepted and committee discharged.

The question being on granting the committee of the whole leave to sit again in consideration of the bill,

On motion of Mr. Hamilton,

Leave was granted.

Mr. Harrington, by unanimous consent, offered the following concurrent resolution:

*Resolved* (the Senate concurring), That the Senate and House of Representatives meet in joint convention in Representative Hall, Tuesday forenoon, March 6th next, at 11 o'clock, to consider nominations to be at that time submitted by the Governor.

Mr. Harrington moved that the rules be suspended and the resolution be put upon its immediate passage.

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

The concurrent resolution was then laid over under the rules.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill:

House bill No. 152, entitled

A bill to organize the townships of Spalding, Breen, Breitung, Stephenson and Holmes, and to reorganize the townships of Cedarville, Ingallston and Menominee, in the county of Menominee;

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

By unanimous consent, the Speaker announced the following:

MESSAGES FROM THE SENATE.

SENATE CHAMBER,  
*Lansing, March 2, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 212, entitled

A bill to amend sections 2, 3, 4, 5, 6, 7, 8, 9, 13, 15, 16, 17, 18, 19, 20, 25, 26, 30, 31, 32, and 36, of an act to incorporate the village of Leslie,

And to inform the House that the Senate has amended the same, as follows:

1. By inserting in line 9 of the enacting section, after the word "amended," the following: "by act number 258 of the session laws of 1873, approved April 18, 1873."

2. By striking out in section 2, line 30, the words "to have," and also the word "declined," in line 31, and insert in lieu thereof the words "a declination of."

3. By striking out the word "the," in section 3, line 5.

4. By inserting after the word "contract," in line 31, section 8, the following: "made by."

5. By striking out of lines 31 and 32, of section 8, the following: "made by or."

6. By inserting in line 11, section 9, after the word "same" the word "and;" also, by striking out the word "it" in line 18 and inserting in lieu thereof the words "said council;" also, by striking out of line 20 the word "a" and inserting in lieu thereof the words "an annual."

7. By striking out the word "published" in line 19, section 13, and inserting in lieu thereof the word "printed;" also, by striking out the word "printed" in line 20 and inserting in lieu thereof the word "published."

8. By inserting in line 2, section 15, before the word "power" the word "have;" also, by striking out the word "either" in line 11; also, by striking out all of line 12 after the word "service;" also, by striking out all of line 13 after the word "least;" also, by striking out the word "village" in line 14.

9. By striking out of line 73, section 15, the word "such;" also, by striking out of line 74 the words "intention so to do" and inserting in lieu thereof the word "thereof;" also, by striking out the word "verdict" in line 82; also, by striking out the words "and judgment" in line 83 and inserting in lieu thereof the words "notice of appeal."

10. By inserting in section 16, line 4, after the word "exceeding" the words "three-fourths of."

11. By striking out of section 17, line 17, the word "maintaining," and inserting in lieu thereof the word "making."

12. By striking out of section 18, all after the word "pleasure" in 4th line up to and including the word "council" in line 14.

13. By striking out of section 19 all after the word "construction" in line 11 to the word "when" in line 15; also, by striking out of line 31 the word "any," and inserting in lieu thereof the word "such."

And further to inform the House that the Senate has amended the title of the bill by adding thereto the words: "by act number two hundred and fifty-eight of the session laws of eighteen hundred and seventy-three, approved April eighteenth, eighteen hundred and seventy-three."

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. S. W. Turner moved that House concur in the amendments made to the bill by the Senate;

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Markham,	Mr. Smith,
F. A. Baker,	Gould,	Martin,	Stafford,
N. Baker,	Hamilton,	Miller,	Steele,
Billings,	Hankerd,	Mills,	Stevens,
Brown,	Hawley,	Morrison,	Stinchcomb,
Canfield,	Hayes,	Mosher,	Stone,
Chase,	Hill,	Nixon,	Turck,
Cheney,	Hopkins,	Norris,	J. M. Turner,
Clark,	Howland,	North,	S. W. Turner,
Conely,	Ireland,	Norton,	Twadell,
Coon,	Jewell,	Parsons,	Valade,
Crandell,	S. Johnson,	Palmer,	Van Raalte,
Curtiss,	W.W. Johnson,	Phelps,	Walkinshaw,
Davis,	Jones,	Reed,	Welker,
Dillmann,	Keeler,	Robbins,	Willett,
Edwards,	Kelley,	Rork,	Winchell,
Elliott,	Knight,	Ross,	Wood,
Farr,	Lee,	Sackrider,	Woodworth,
Ferguson,	Little,	Sharts,	Yeomans,
Fletcher,	Ludlow,	Shetterly,	Speaker,
Gibbs,	McGinnis,		82

## NAYS.

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The question being on agreeing to the amendments made by the Senate to the title,

Mr. S. W. Turner moved that the House do agree thereto ;

Which motion prevailed.

Mr. Hamilton moved that the House take a recess until 2 o'clock P. M. ;

Pending which,

Mr. Davis moved that the House do now adjourn.

Mr. Mosher demanded the yeas and nays.

The demand was not seconded.

The motion to adjourn did not prevail.

The motion to take a recess then prevailed.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker *pro tem*.

Roll called : quorum present.

Mr. Kelley asked and obtained leave of absence for the Speaker, Mr. Rich, for the day.

The House resumed the regular order of business.

## PRESENTATION OF PETITIONS.

No. 551. By Mr. Gould : Petition of P. Leonard and other officers of the village of Eaton Rapids, for the passage of the bill organizing said territory into the city of Eaton Rapids ;

Referred to the committee on municipal corporations.

No. 552. By Mr. Gould: Petition of John H. York and others, officers of the village of Eaton Rapids, in favor of a new charter;

Referred to the committee on municipal corporations.

No. 553. By Mr. J. M. Turner: Memorial of Ira H. Bartbolomew, Ben B. Baker, Geo. H. House, Geo. H. Cole and 17 others, members of the Young Men's Society of Lansing, against certain of the provisions of House bill No. 238.

On request of J. M. Turner,

Referred to the committee on private corporations.

#### REPORTS OF STANDING COMMITTEES.

By the committee on ways and means:

The committee on ways and means, to whom was referred

The application of R. Haigh, Jr., clerk of the special committee on the trespass investigation, for mileage from South Haven,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The report was laid on the table.

By the committee on insurance:

The committee on insurance, to whom was referred

House bill No. 269, entitled

A bill to allow plate glass insurance companies to do business in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and acted on the general order.

By the committee on insurance:

The committee on insurance, to whom was referred

House bill No. 410, entitled

A bill to amend section 2951 of the compiled laws of 1871, being section 16 of chapter 98, entitled "An act in relation to life insurance companies transacting business within this State," as amended by act No. 223 of the laws of 1872, approved May 3, 1875.

In the bill under consideration it is proposed to increase the tax upon gross premiums from two per cent, as is now provided by law, to three per cent. This tax, while it purports to be a tax upon insurance companies, is in fact a draft upon the individual members and not upon the corporation; especially is this true of mutual companies, as all of the assets belong to the members of such association. In view of these facts, however much it may be desired to increase the revenue of the State, still, in the opinion of your committee, it is not good policy to place additional burdens by way of increased taxation upon the thoughtful and prudent citizens of our State who desire to protect their families from want and destitution.

Your committee therefore respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Robbins,

The bill was laid on the table.

By the committee on drainage:

The committee on drainage, to whom was referred

House bill No. 532, entitled

A bill to amend section 13 of chapter 47 of the compiled laws of 1871, being compiler's section 1757, relative to draining swamps, marshes, and other low lands,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

R. KEELER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 85, entitled

A bill to amend sections 89, 91, 95, 156, 157, 158, and 159 of act No. 142, of the session laws of 1863, of an act entitled "An act to revise the charter of the city of St. Clair," approved March 18, 1863,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 422, entitled

A bill to amend an act entitled an act to incorporate the city of Marshall, approved February 14th, 1859,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 509, entitled

A bill to repeal act No. 204 of the session laws of 1873, approved February 28, 1873, entitled "An act to amend an act to amend an act to incorporate the village of Manchester," by adding two new sections thereto, to stand as sections 28 and 29 of said act.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 286, entitled

A bill to change the name of the village plat of Morgan, in Newaygo county, to "White Cloud,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 574, entitled

A bill to amend section one of title 15 of an act entitled "An act to revise the charter of the city of Lansing," approved March 25th, 1875, being act No. 282 of the session laws of 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 69, entitled

A bill to amend section 2 of act No. 374, of the session laws of 1869, approved March 30, 1869, as amended by act No. 229 of the session laws of 1871, relating to the incorporation of the village of Portland, Ionia county.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.



The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 58, entitled

A bill to amend section 18 of act No. 517 of the session laws of 1867, entitled

“An act to incorporate the village of Houghton,” approved March 28, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 329, entitled

A bill to revise and amend the charter of the village of Saline, in the county of Washtenaw,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. F. A. Baker,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. F. A. Baker,	Mr. Fletcher,	Mr. McArthur,	Mr. Shetterly,
N. Baker,	Gibbs,	Martin,	Stafford,
Billings,	Gies,	Miller,	Stevens,
Brown,	Gould,	Mills,	Stinchcomb,
Canfield,	Hall,	Morrison,	Stone,
Chase,	Hankerd,	Mosher,	J. M. Turner,
Clark,	Hayes,	Nixon,	S. W. Turner,
Conely,	Hill,	Norris,	Twadell,
Coon,	Howland,	North,	Valade,
Curtiss,	Jewell,	Norton,	Van Raalte,
Dillmann,	S. Johnson,	Parsons,	Walkinshaw,
Dowling,	Keeler,	Phelps,	Welker,
Edwards,	Kelley,	Reed,	Wood,
Elliott,	Knight,	Rork,	Woodworth,
Farr,	Lee,	Sackrider,	Yeomans,
Ferguson,	Ludlow,	Sharts,	Speaker <i>pro tem</i>



## NAYS.

Mr. McGinnis,

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Title agreed to.

On motion of Mr. F. A. Baker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 516, entitled

A bill to fix the per diem of Representatives from the Upper Peninsula,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 235, entitled

A bill to amend section 6 of act No. 181 of the session laws of 1875, entitled "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 473, entitled

A bill to regulate the size of a bushel of apples, by weight,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the majority of the committee on State affairs:

The majority of the committee on State affairs, to whom was referred

House bill No. 505, entitled

A bill to change the name of John Guteskunt to John Gute,

Respectfully report that they have had the same under consideration, and a majority of the committee have directed me to report the same back to the House, without recommendation, request that it be printed, referred to the

committee of the whole and placed on the general order, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gies,

The recommendation of the committee was concurred in.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The the committee on State affairs, to whom was referred

House bill No. 159, entitled

A bill to amend Sec. 1 of chapter 253, being Sec. 7777 of the compiled laws of 1871, relative to the racing of animals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the majority of the committee on State affairs:

The majority of the committee on State affairs, to whom was referred

House bill No. 13, entitled

A bill to establish a State House of Correction in the Saginaw Valley, and to make an appropriation therefor:

Respectfully report that they have had the same under consideration, and a minority of the committee have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 154, entitled

A bill to authorize the township board of the township of Menominee, in the county of Menominee, to maintain a fire department in the unincorporated village of Menominee, in said township, and to appropriate certain moneys to the payment of the expenses thereof.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 393, entitled

A bill to secure to the owners of stallions payment for the services of the same.

Respectfully report that they have had the same under consideration, and have directed me to report the same the back to the House, without amendment, and recommend that the bill be printed and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Billings,

The recommendation of the committee was concurred in.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate joint resolution No. 9, entitled

Joint resolution to provide for a revision of the system of keeping State accounts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on lumber and salt interests:

The committee on lumber and salt interests, to whom was referred

House bill No. 492, entitled

A bill to amend sections 4 and 5 of an act entitled "An act to amend sections 1461, 1462, 1465, 1476, 1480, 1496 and 1500 of the compiled laws of 1871, being sections of an act entitled 'An act to regulate the manufacture and provide for the inspection of salt,' " approved April 16, 1875,

Respectfully report that they have had the same under consideration, and a majority of the committee have directed me to report the same back to the House with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. L. GIBBS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gibbs,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on supplies and expenditures:

The committee on supplies and expenditures report the account on following bill:

For material furnished under directions of the Sergeant-at-Arms of the House, to D. W. & M. J. Buck, \$6.25.

They have had the same under consideration. and have directed me to report the same back to the House, and ask to be discharged from the further consideration of the subject.

JAMES LEE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Lee,

The report was adopted.

By the majority of the committee on State affairs:

The majority of the committee on State affairs, to whom was referred

Senate bill No. 55, entitled

A bill to change the name of Mark Anthony Greer to John Anthony Gordon,

Respectfully report that they have had the same under consideration, and a majority of the committee have directed me to report the same back to the House, without recommendations, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Wood,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baldwin,	Mr. Hall,	Mr. Morrison,	Mr. Smith,
Brown,	Hankerd,	Mosher,	Stafford,
Canfield,	Hill,	Nixon,	Stevens,
Chase,	Hopkins,	Norris,	Stone,
Clark,	Hoyt,	North,	Turck,
Conely,	Jewell,	Norton,	J. M. Turner,
Coon,	S. Johnson,	Parsons,	S. W. Turner,
Crandell,	Keeler,	Palmer,	Twadell,
Curtiss,	Knight,	Reed,	Valade,
Davis,	Lee,	Robbins,	Walkinshaw,
Dillmann,	Ludlow,	Rork,	Welker,
Edwards,	McArthur,	Ross,	Wood,
Elliott,	Markham,	Sackrider,	Woodworth,
Farr,	Martin,	Sharts,	Yeomans,
Ferguson,	Miller,	Shetterly,	Speaker <i>pro tem</i>
Gould,			61

#### NAYS.

Mr. Billings,	Mr. Kelley,	Mr. Stinchcomb,	3
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Title agreed to.

On motion of Mr. Wood,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was re-committed

House bill No. 142, entitled

A bill to re-incorporate the village of Mt. Morris, in the county of Genesee;

Which the Senate amended as follows:

In line 3, section 1,—strike out “1” and “12,” and add to “quart” er, to make it “quarter.”

In line 4, section 1,—strike out “6” and “7.”

In line 5, section 1,—insert the word “all,” after the word “Genesee,” where it first occurs; also strike out the word “corporation.”

In line 2, section 2,—strike out the word “and,” after “room,” and insert the words “in the;” also strike out the word “second,” and insert the word “third.”

In line 5, section 2,—strike out the word “the,” before the word “said.”

In line 7, section 2,—insert after the word “seven,” the words “of chapter one.”

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, recommending that the amendments made by the Senate be concurred in, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

Mr. Baldwin moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. N. Baker,	Mr. Hill,	Mr. Nixon,	Mr. Stinchcomb,
Baldwin,	Hopkins,	North,	Stone,
Brown,	Howland,	Norton,	Turck.
Canfield,	Hoyt,	Parsons,	J. M. Turner,
Chase,	Jewell,	Phelps,	S. W. Turner,
Clark,	S. Johnson,	Reed,	Twadell,
Crandell,	Keeler,	Robbins,	Valade,
Edwards,	Kelley,	Rork,	Van Raalte,
Elliott,	Knight,	Ross,	Walkinshaw,
Farr,	Lee,	Sackrider,	Welker,
Ferguson,	Ludlow,	Sharts,	Winchell,
Gould,	McArthur,	Shetterly,	Wood,
Hall,	Martin,	Smith,	Woodworth,
Hankerd,	Miller,	Stafford,	Yeomans,
Hawley,	Morrison,	Stevens,	Speaker <i>pro tem</i>
Hayes,	Mosher,		62

#### NAYS.

Mr. McGinnis,

1

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

#### REPORTS OF SELECT COMMITTEES.

By the select committee on liquor traffic:

The select committee on liquor traffic, to whom was referred House bill No. 368, entitled

A bill to enable the qualified voters of Hillsdale county to determine by ballot whether spirituous or fermented liquors shall be sold or used as a beverage in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howland,

The bill was laid on the table.

By the select committee on liquor traffic:

The select committee on liquor traffic, to whom was referred

House bill No. 379, entitled

A bill to prevent the manufacture and sale of spirituous or intoxicating liquors as a beverage, and for the abatement and suppression of that business as a nuisance,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howland,

The bill was laid on the table.

By the select committee on liquor traffic:

The select committee on liquor traffic, to whom was referred

House bill No. 195, entitled

A bill to amend section 13 of act No. 228, approved May 3, 1875, relating to the disposition of the funds arising from the liquor tax.

This bill proposes to divert the tax from the towns, villages, and cities where paid, and place the same in the county fund.

Your committee, without expressing any opinion as to the merits of the bill under consideration, in view of the fact that the object sought to be accomplished, can as well be secured in the committee of the whole, when the bill heretofore reported on comes up for consideration,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Jewell,

The bill was laid on the table.

#### MESSAGES FROM THE GOVERNOR.

The Speaker *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 1, 1877. }

To the House of Representatives:

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to provide for the incorporation of lodges of Knights of Pythias.

CHARLES M. CROSWELL.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER, }  
Lansing, March 1, 1877. }

To the Speaker of the House of Representatives:

SIR,—I am instructed by the Senate to transmit the following bill:



Senate bill No. 86, entitled

A bill to amend section four of act 217 of the session laws of 1873, being an act entitled "An act to amend an act entitled an act to revise and amend an act to incorporate the city of Ann Arbor," approved March 23d, 1867, and also an act amendatory hereto, approved March 18th, 1871, approved March 18th, 1873, in relation to a license tax for keeping a victualing house, saloon, or other place for furnishing meals, food, or drinks;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and

Pending the reference,

On motion of Mr. Norris,

The rule requiring the second and third readings of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage,

Pending the taking of the vote thereon,

Mr. Woodworth moved that the bill be referred to the committee of the whole and placed on the general order;

Pending which,

On motion of Mr. Van Raalte,

The bill was laid on the table.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
Lansing, March 1, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 282, entitled

A bill to amend section 14 of act No. 355 of the session laws of 1869, being an act entitled "An act to incorporate the village of Plainwell, in the county of Allegan,"

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
Lansing, March 1, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 89, entitled



A bill to repeal sections 4757 and 4758 of the compiled laws of 1871, relative to divorce,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
Lansing, March 1, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

Substitute for House bill No. 571, entitled

A bill to detach certain territory from the township of Chesaning, in the county of Saginaw, and attach the same to the township of Brady in said county.

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
Lansing, March 2, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to respectfully request the House to return to the Senate

Substitute for House bill No. 571, entitled

A bill to detach certain territory from the township of Chesaning, in the county of Saginaw, and attach the same to the township of Brady in said county.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

On motion of Mr. Wood,

The request was granted.

The bill was then returned to the Senate.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
Lansing, March 1, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 84, entitled

A bill to amend sections 31 and 94 of an act entitled "An act for the re-organization of the military forces of the State of Michigan," approved January 18, 1862, being compiler's sections 858 and 921 of the compiled laws of 1871, as amended by act No. 116 of session laws of 1873, approved April 18, 1873,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE.

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on military affairs.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, March 2, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution:

*Whereas*, By a resolution of the House of Representatives, which passed this House and also the Senate, at an early period in this session, an investigation of an alleged defalcation in the chemical laboratory of the University of Michigan was ordered; and

*Whereas*, The joint committee of the House and Senate to which said investigation was committed, have made a very thorough and exhaustive examination of all the matter pertaining to such alleged defalcation, and the treatment of the same by the board of regents of the said University; and

*Whereas*, An examination of the important testimony taken in said investigation is necessary to a proper and full understanding of any conclusion which said joint committee may reach; therefore

*Resolved*, That the said committee, in conjunction with the several committees of the House and Senate on printing, be and they are hereby authorized and empowered to order the printing of five hundred copies of the testimony taken, and report which shall be made by said committee.

One hundred and thirty-two copies of which shall be for the use of the members of the House of Representatives and of the Senate, one copy each for the officers and reporters of the Legislature, one copy for each of the State officers, one copy for each of the regents of the university, and the remaining copies to be turned over to the custody of the State Librarian to be disposed of as she may be directed by the Governor and Secretary of State,

In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The concurrent resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, March 1, 1877. }

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 7 (printed No. 27), entitled

A bill relative to the organization of the meetings of the Legislature.

And to inform the House that the Senate has amended the same as follows:

1. By striking out the word "next," in line 3 of section 1.
2. By striking out the word "next," in line 2 of section 3.
3. By striking out section 6 and inserting the following in lieu thereof:

Sec. 6. In case the President of the Senate or one of the Judges of the Supreme Court cannot attend to administer the oath of office, the officers required by this act to organize meetings of the Legislature are hereby authorized to administer the oath of office, prescribed by the Constitution of this State, to the members elect of their respective Houses.

4. By striking out section 7.

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate,*

On motion of Mr. Conely,

The bill was laid on the table.

#### MOTIONS AND RESOLUTIONS.

Mr. Martin moved that the report of the committee on ways and means made this P. M., relative to the mileage of the clerk of the select committee to investigate the matters of the Trespass Agent, be taken from the table ;

Which motion prevailed.

Mr. Martin moved that the clerk of said select committee be allowed to draw mileage from the village of Dearborn, Wayne county, and return, being 180 miles ;

Which motion prevailed.

Mr. Farr offered the following :

*Resolved*, That the clerk is hereby instructed to transmit a respectful message to the Governor, asking the return of

House bill No. 117, entitled

A bill to amend an act entitled "An act to detach certain territory from the townships of Manistee and Stronach, in the county of Manistee, and to organize such territory so detached into a township by the name of Filer, and to legalize certain action taken thereunder,"

Which was adopted.

Mr. Kelley moved to discharge the committee of the whole from the further consideration of

House bill No. 16 (G. O. 107), entitled

A bill to incorporate the public schools of the township of Long Rapids ;

Which motion prevailed.

On motion of Mr. Kelly,

The bill was placed on the order of third reading.

Mr. Chase offered the following ;

*Resolved*, That the committee of the whole be discharged from the further consideration of all bills making appropriations for our State institutions, and that said bills be made the special order for March 13th, at 10 o'clock A. M., continuing from day to day until said bills are disposed of.

On motion of Mr. Gies,

The resolution was laid on the table.

On motion of Mr. Robbins,

The House adjourned.

*Lansing, Monday, March 5, 1877, }  
8:30 P. M. }*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Whittemore.

Roll called: quorum present.

Absent without leave, Messrs. Allman, Baldwin, Coon, Crandell, Edwards, Hamilton, S. Johnson, Jones, Miller, Norton, Shetterly, Stevens, Van Raalte, and Yeomans.

Mr. Welker asked and obtained leave of absence for Mr. Wood until the 7th.

Mr. Markham asked and obtained leave of absence for Mr. Allman until the 7th.

Mr. Gould asked and obtained leave of absence for Mr. Jones until the 6th.

Mr. North asked and obtained leave of absence for himself until the 10th.

Mr. Clark asked and obtained leave of absence for Mr. Norton until the 7th.

Mr. Canfield asked and obtained leave of absence for Mr. Shetterly until the 7th.

Mr. Morrison asked and obtained leave of absence for Mr. Crandell indefinitely, on account of sickness.

On motion of Mr. Conely,

The other absentees were granted leave of absence until to-morrow morning.

Mr. Chase arose to a question of privilege, as follows:

On page 451 of journal, is petition No. 536, introduced by Mr. Mosher, whereas, in fact, he (Chase) presented the said petition.

The Speaker directed the journal corrected as follows:

No. 536. By Mr. Chase: Petition of R. G. Van Deusen, W. T. Tillotson, Levi Hicks and 55 others, members of Elsie Grange No. 202, Patrons of Husbandry, for a law to establish uniformity of text books in our common schools; Referred to the committee on education.

#### PRESENTATION OF PETITIONS.

No. 554. By Mr. F. A. Baker: Petition of E. A. Brush, J. D. Elwood and many other citizens of Detroit, relative to the city charter.

On demand of Mr. F. A. Baker,

The petition was read at length.

Referred to the committee on municipal corporations.

No. 555. By Mr. F. A. Baker: Petition of O. H. Buhl, Jas. F. Joy and many other business men of Detroit, for the creation of a poor commission in said city.

On demand of Mr. F. A. Baker,

The petition was read at length.

Referred to the committee on municipal corporations.

No. 556. By Mr. Hawley: Memorial of certain citizens of Detroit, relative to the passage of the bill to secure the payment of persons laboring or furnishing materials for public works, etc.

On demand of Mr. Hawley,

The memorial was read at length and spread at large on the journal, as follows:

*To the Honorable the House of Representatives of the State of Michigan:*

The undersigned citizens of the city of Detroit respectfully ask your honorable body to pass the bill now before the House, entitled "A bill to secure the payment of persons who perform labor or furnish materials for public works, improvements, and supplies," or at least so much of the bill as is designed for the protection of laborers.

Your petitioners believe that this bill would prove a source of protection to laborers who perform the labor on public works. They are a class who least of all are able to bear the loss of money honestly due them. By their lack of business knowledge and experience they are especially liable to be cheated and defrauded by designing men. It is within our knowledge that laborers working in the city of Detroit under sub-contractors on public works have been so frequently defrauded of their pay that it has grown into a glaring abuse. The common council of Detroit made an effort for the protection of these laborers last year, but it was ineffectual. Your petitioners believe that it would be a wise public policy which would prevent as far as possible defrauding laborers who work on public works of their just dues. It ought to be the boast of the people of this State that, so far as they have had it in their power to hinder it, not a dishonest stick or stone has gone into any public structure in this State; that everything has been honestly paid for, and the money honestly distributed to the toilers by whose skill and industry it was created.

And your petitioners will ever pray, etc.

NICOL MITCHELL,  
ALEX. CHAPOTON,  
WM. PURCELL,  
E. C. WALKER,

As protective of the laborer, I concur in the petition,

D. BETHUNE DUFFIELD,  
C. I. WALKER,  
JOHN ATKINSON,  
GEO. V. N. LOTHROP.

Laid on the table.

No. 557. By Mr. Chase: Petition of A. Beatie, L. C. Mead, E. M. Potter and 32 others of Ovid, for a law establishing a county superintendency of schools.

On demand of Mr. Chase,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable Legislature of the State of Michigan:*

Your petitioners, believing that the wisdom of the present Legislature will deem necessary some change in the present school law relative to the office and duties of superintendents of schools; and, whereas, the main objects uniformly sought to be attained by any law establishing and defining the duties of the office of inspectors, superintendent, or school commissioner are, first, to ascertain the qualification of teachers, and to grant legal license to teach and collect pay for their service; and, secondly, to provide for an intelligent oversight of the schools in actual operation by officials competent to judge, to criticise, and to give advice, and clothed with authority to introduce reforms when needed. It is the opinion of your petitioners that the first named of these functions is

one which might be dispensed with with far less detriment to the primary schools than the one last mentioned; yet its desirability having been so long recognized by common consent and uniform practice, its abandonment ought not to be counseled.

Furthermore, it is the opinion of your petitioners that, in a regular established system of school supervision, as before mentioned, lies the principal strength and efficiency of any law touching this subject; and whereas, House bill No. 280, now before your honorable body, makes no certain provision for this important function of the office of superintendents, and furthermore, that, in the manner of the appointment of commissioners by the provisions of that bill, they will *not* be relieved of the objection of being of a political character. We respectfully pray that it do *not* pass; but that some measure embodying the general features of "House Bill No. 123" receive the sanction of the Legislature. And we believe such a law, faithfully carried out, would endure the test of experience, and obtain the approval of public opinion.

Ovid, Michigan, March 5, 1877.

Referred to the committee on education.

No. 558. By Mr. W. W. Johnson: Memorial of the common council of Lowell, protesting against any change in the disposition of the liquor tax funds.

On demand of Mr. W. W. Johnson,

The memorial was read at length.

Referred to the committee on liquor traffic.

No. 559. By Mr. Elliott: Petition of Wm. Potts, John A. Abbott, George Tenney and 58 others, citizens of Oakland county, in regard to interest on money loaned;

Referred to the committee on State affairs.

No. 560. By Mr. Hayes: Petition of Geo. W. Germain, A. M. Willett, Lewis Spalding, and 57 others, that the liquor law be so amended that the tax be paid into the county poor fund;

Referred to the committee on the liquor traffic.

No. 561. By Mr. Hayes: Petition of Geo. W. Germain and others of Ionia county, relative to taxation of mortgages;

Referred to the committee on ways and means.

No. 562. By Mr. Morrison: Petition of H. W. Lobdell, Thos. W. Hall, Frederick Garretson, and 50 others, for the passage of House bill No. 542, to restrain certain animals from running at large in the night;

Referred to the committee on municipal corporations.

No. 563. By Mr. Hill: Petition of H. W. Hillyard, J. Maning Fisk, F. E. Witter and 91 others of Van Buren that all railroads be brought under a general law and uniform rates of freight be established;

Referred to the committee on railroads.

No. 564. By Mr. Ireland: Petition of R. Winans, M. D., and 6 other physicians, relative to State support to medical schools;

Referred to the committee on the University.

No. 565. By Mr. Hall: Petition of Geo. Howell, J. A. Dresfelder, Geo. W. Burdelt and 50 other citizens of Lenawee county for the distribution of the liquor tax fund to the poor fund of the county;

Referred to the committee on liquor traffic.

No. 566. By Mr. Gould: Protest of Warren Ackley, Reuben Gridley, C. D. Spafford and 100 others of Kalamo, Eaton county, against a return to the county superintendency of schools;

Referred to the committee on education.



No. 567. By Mr. Sharts: Petition of J. H. Jones, Geo. Fauth, Fred. Wildermuth, R. F. McFadden and 34 others of Shiawassee county, for protection of the manufacture and sale of beer, ale, cider and native wines as against spirituous and intoxicating liquors;

Referred to the committee on the liquor traffic.

No. 568. By Mr. Cheney: Petition of C. C. Harrison, Lyman Murray, N. H. Woodman, B. F. Everett, J. B. Taylor, C. D. Stebbins and 201 others, for a prohibitory liquor law;

Referred to the committee on the liquor traffic.

No. 569. By Mr. Little: Remonstrance of Sam'l Shattock, John Moore and 30 others of Saginaw county, against the revival of the office of county superintendent of schools;

Referred to the committee on education.

No. 570. By Mr. Stanchfield: Petition of J. J. Selden, W. A. Bailey, John Smith and 120 other citizens of Mason county, for a law to prohibit hunting deer with hounds;

Referred to the committee on State affairs.

No. 571. By Mr. Mosher: Petition of George E. Carter, Marquis D. Franklin, J. B. Mitten, W. S. Moore and 187 other citizens of the town of Moscow, in the county of Hillsdale, asking for the passage of a law authorizing the qualified voters of the county of Hillsdale, to determine by ballot whether spirituous or intoxicating liquors may be sold within said county or not;

Referred to the committee on liquor traffic.

No. 572. By Mr. Mosher: Petition of H. R. Gardner, J. W. Potts, E. W. Childs, H. M. Warren, and 46 others, of the town of Fayette, Hillsdale county, on the same subject;

Referred to the committee on the liquor traffic.

No. 573. By Mr. Hall: Petition of Thomas S. Sprague, Charles Dupont, of Wayne county, and numerous others; William H. Stone, William S. Wilcox, and others, of Lenawee county; L. O. Rose, A. J. Upson, and others, of Branch county; H. E. Southworth, Camp, Morrill & Camp, of Jackson county; Frank Beach, Charles Shaw, and others, of Calhoun county; Daniel L. Pratt, William Waldron, and others, of Hillsdale county, citizens of Michigan, about 500 in all, asking for the partition of the State into three or more inspection districts for the inspection of illuminating oils;

On demand of Mr. Hall,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable Senate and House of Representatives of the State of Michigan:*

We, the undersigned, citizens of the State of Michigan, earnestly believing that the protection of life and property within our State demands that all illuminating oils sold or used within the State should be carefully inspected by some competent person or persons, so that nothing which will not bear the test fixed by the law of the State can be sold or used.

*And whereas,* We believe that the whole State of Michigan is too large a territory for any one person to properly inspect all the illuminating oils offered for sale in the State;

*Therefore,* We would respectfully ask your honorable body to pass an act to divide the State into three districts, to be known as the eastern, western and



northern districts, and to provide for the appointment of one inspector for each of said districts ;

Referred to the committee on the liquor traffic.

No. 574. By Mr. Steele: Petition of 70 citizens of Little Traverse for a grant to the G. R. & I. R. R., of State swamp land ;

Referred to the committees on railroads and public lands, jointly.

No. 575. By Mr. Prindle: Petition of Hon. Henry Fralick, Geo. W. Allen, J. H. P. Hughart and 111 others, citizens of Kent county, that Barry county may be detached from the 17th judicial circuit ;

On demand of Mr. Prindle,

The petition was read at length and spread at large on the journal, as follows:

*To the Legislature of the State of Michigan :*

Your petitioners do respectfully represent that there is an immediate and urgent necessity that the county of Kent, which now contains about 65,000 inhabitants, should, by the detaching of Barry county, be left a judicial circuit by itself for the following reasons :

*First,* The business of the said county of Kent is larger than that of Ottawa, Allegan and Barry combined ;

*Second,* A large number of cases, which should be tried in the Lake Shore counties, especially those relating to lumbering interests, are brought in Kent county to suit the convenience of suitors ;

*Third,* That said county of Kent has a large criminal calendar, arising from the fact that it is midway between the southern counties and the lumbering districts, and also about midway between Detroit and Chicago ;

*Fourth,* The statistics before the Legislature show that it will require the time of one judge to attend to the business of said circuit when so reorganized, notwithstanding the organization of the superior court of Grand Rapids, which, by reason of its limited jurisdiction, is unable to relieve said circuit court, and to which aforesaid statistics your petitioners pray leave to refer ;

Wherefore, your petitioners do most earnestly request, that your honorable body do examine into, and consider said statistics, with reference to the necessity of a reorganization of said circuit as above indicated, and pass a bill to that effect, and your petitioners will ever pray, etc. ;

Referred to the committee on judiciary.

No. 576. By Mr. Prindle: Petition of Col. Wm. L. Stoughton, Hon. D. Darwin Hughes, Hon. E. G. D. Holden, and 49 other citizens of Kent Co., praying that Barry Co. be detached from the 17th judicial circuit ;

Referred to the committee on judiciary.

No. 577. By Mr. Cheney: Petition of Lawson A. Paine, L. S. Ballard, Edwin Cummings, and 18 other citizens of Kent county, for a prohibitory law ;

Referred to the committee on liquor traffic.

No. 578. By the Speaker: Remonstrance of A. Scott and others against re-establishing the county superintendent of schools ;

Referred to the committee on education.

No. 579. By the Speaker: Petition of D. R. Field and others that the maximum rate of interest be established at 7 per cent. ;

Referred to the committee on State affairs.

No. 580. By the Speaker: Petition of D. Haight and others in favor of

bringing all railroads under the general law and establishing uniform rates of transportation ;

Referred to the committee on railroads.

On motion of Mr. Norris,

The House adjourned.

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*Lansing, Tuesday, March 6, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Whittemore.

Roll called : quorum present.

Absent without leave : Messrs. Baldwin, Edwards, S. Johnson, Miller, and Thomson.

Mr. Prindle asked and obtained leave of absence for Mr. Baldwin for the day.

Mr. Ireland asked and obtained leave of absence for Mr. Edwards for the day.

Mr. Woodworth asked and obtained leave of absence for Mr. S. Johnson for the day.

Mr. Kelley asked and obtained leave of absence for himself until the 8th.

Mr. Fletcher asked and obtained leave of absence for Mr. Thompson until the 7th.

Mr. Gies asked and obtained leave of absence for Mr. Miller until the 7th.

#### PRESENTATION OF PETITIONS.

No. 581. By Mr. Phelps : Petition of Theo. W. Robbins, Chas. Johnson, Walter S. Howd, W. A. Young, and many others, of Mecosta county, for a more efficient law for constructing shutes, etc. ;

On demand of Mr. Phelps,

The petition was read at length and spread at large on the journal, as follows :

*To the Honorable the Senate and House of Representatives of the State of Michigan :*

Your petitioners, citizens and tax-payers of the county of Mecosta, respectfully beg leave to present for your favorable consideration the following preamble, and also to petition for the enactment of a law such in its essential features as is herein drafted.

And your petitioners will ever pray.

#### PREAMBLE.

*Whereas,* There are in the State of Michigan, exclusive of lakes Superior, Michigan, Huron, and St. Clair, not less than 1,100 square miles of small internal lakes, equal to an area of 704,000 acres, together with several thousand miles of rivers and smaller streams, nearly all which streams take their rise in said

small lakes, and all of which flow into the larger lakes above named, which border on three sides of the land portion of both lower and upper peninsulas;

*And whereas,* All these small lakes, together with the rivers and streams of this State were well stocked by nature with a great variety of the finest food fishes, and the supply continually kept up by the same beneficent hand, until the free passage of the fish to and fro of the great lakes and the small lakes, at the heads of the streams, was obstructed by dams built across said streams without shutes or fish ladders for the free passage of said fish, and thereby preventing them from continuing to swarm said streams and small lakes, their breeding ground, to the great damage and loss of the whole of the people of said State, in depriving them in great part of a vast amount of healthful and desirable food; which said loss in dollars has been estimated by experts to be a sum, in each year, equal to five times the acreage of said small lakes, an aggregate of \$3,520,000. And if a further estimate is correct, viz.: that each acre of water, stocked as by nature, without interference, with fish, is equal in value to an acre of land under good cultivation, then is the annual loss to the people of this State, by being thus deprived of food fish, a grand aggregate of upwards of \$7,000,000;

*And whereas,* Although a law is extant providing for the erection and maintenance of shutes and fish ladders in all dams across the streams of this State (see pages 677-78 of Comp. Laws of 1871), yet in no single instance is it known to your petitioners that said law has been complied with, either in whole or in part; and the inference with your petitioners, from this fact, is that the said law, in its terms, is practically inefficient to cause fish ladders and shutes to be erected and maintained across the streams in this State;

*And whereas,* A board of Fish Commissioners has been created by the Legislature heretofore, the object of which is the re-stocking the waters of the State of Michigan with fish by the method of procuring and placing the eggs of the various kinds of food fishes therein, and of hatching said eggs by artificial means in part, at an expense to the State already amounting, as your petitioners are informed, to an aggregate sum of \$8,000 and upwards, resulting in but a comparatively small area of such waters being so well stocked with fish, and in reference to such fact your petitioners beg leave respectfully to suggest, that if the fish were able to pass the dams by means of properly constructed shutes and fish ladders, that then the work now performed by the Board of Fish Commissioners would be wholly a work of supererogation, and the expenses incurred a wholly unnecessary expense, inasmuch as the fish themselves, impelled by a natural instinct, would if not prevented by artificial obstruction in the streams, convey their own eggs in the most careful manner to the precise location prepared for their reception by the hand of Nature, and there deposit them where they would be hatched, and fill the waters with their swarming young, unaided by any artifice of man. Your petitioners are the more fully convinced of this fact by observation of many persons of the efforts of large fish from the large lakes in their attempts to scale dams in streams. Sturgeon have been seen near the headwaters of some of our streams, attempting repeatedly to scale dams which obstructed their passage to a cluster of small, deep lakes nearer the head of the stream; they have been seen to jump out of the water at the foot of the dam, and partly up the dam, only to fall back again.

*Therefore,* We, the petitioners, respectfully request your honorable body to make a law embodying the essential features of the following, viz.:

1. That the owner or occupant of any dam across any stream in this State,

and the owner or occupant of any dam hereafter constructed across any stream in this State, or the person or persons using the water thereof, shall cause to be erected in such dam, a permanent shute or fish ladder of such construction and material as shall be prescribed by the "Fish Commissioners" of this State; such shute or fish ladders to be completed and placed in all dams in existence at the date of the passage of this act, on or before the first day of September, 1877; and that all dams hereafter built, shall be constructed with such shute or fish ladder at the time of the building of said dams; all such shutes and fish ladders to be maintained in good repair by the owners or occupants of the dams, or by the persons using the water thereof, during the whole time of the existence of said dams; and they shall keep said shutes and fish ladders open for the free passage of fish during all of the months of April, May, and June of each year: *Provided*, That in all streams where there is not a surplus of water over and above what is required for the legitimate use of said owner or occupant of the dam, he or they shall not be compelled hereby to keep said shute or fish ladder open as herein required.

2. It shall be the duty of the Fish Commissioners of this State to procure made a draft of a general plan on a scale of sufficient size for a working plan for a suitable shute or fish ladder, of such construction as will in their opinion best subserve the free passage of large and small fish, both up and down the streams at the dams: on which plan shall be designated the greatest allowable slope per foot run of said shutes or fish ladders when in place in the dam; also, the proper width, and depth, together with such other details and specifications, in respect to materials and construction, and connection with the dam, as will enable an ordinary carpenter to properly construct and place the same.

3. It shall be the further duty of said Fish Commissioners to procure to be lithographed 2,000 fair copies of said plan and specifications, and to cause to be mailed to the address of the township clerk of each organized township in the State one copy of said plan and specifications, with instructions to said township clerks to place the same on file in their offices, and not to allow said plans and specifications to be taken thence, but to keep them open to the inspection of owners and occupants of dams, and persons using the water thereof in the township for their purpose of taking copies of the same: said plan and specifications shall also be open to the inspection of the general public, when not in use, as above, by the owners and occupants of dams, who shall make their shutes and fish ladders in accordance with said plan and specifications in all essential details.

4. The supervisor of each township is hereby made inspector of dams in his township during his term of office, and it shall be his duty to prosecute in the name of the people, with the aid of the prosecuting attorney of his county in all cases where this law is not complied with, either upon his own complaint or upon the complaint of any citizen of the county. The supervisor shall be paid out of the contingent fund of the township the sum of \$2 for every day actually spent in the inspection of dams in his township.

5. If the owner or occupant of any dam across any stream in this State which is now built, or which may be built hereafter, shall fail to comply with all the provisions of this act with respect to the construction and maintenance in good repair of such shutes or fish ladders in his dam, he shall be deemed guilty of a misdemeanor, and for each and every ten days that such owner or occupant shall neglect or refuse to comply with all the provisions of this act applicable to him or them, he or they shall be punished by a fine of not less than \$25,

nor more than \$100, or by imprisonment in the county jail not exceeding ninety days, or by both fine and imprisonment, in the discretion of the court,—one-half of such fine to go to the informer, and one-half to the contingent fund of the township.

6. That all laws conflicting with this act be and are hereby repealed.

That this act shall take immediate effect.

Referred to the committee on fisheries.

No. 582. By Mr. Morrison: Petition of M. G. Proctor, Geo. Fisher, F. S. Seagraw, and 41 others, in favor of the division of Wayne county.

On demand of Mr. Morrison,

The petition was read at length and spread at large on the journal, as follows:  
*To the Honorable Senate and House of Representatives of the State of Michigan:*

We, the undersigned, residents and legal voters of the county of Wayne, in this State, most respectfully petition, that you pass an act to divide the said county of Wayne and organize the same into two separate counties, as follows, to wit: The townships of Redford, Ecorse, Monguagon, Brownstown, Huron, Taylor, Dearborn, Livonia, Nankin, Romulus, Sumpter, Van Buren, Canton, Plymouth, and the city of Wyandotte, into a new county, and the remaining part of said territory to remain and be known as the county of Wayne. And this your petitioners will ever pray.

Referred to the committee on towns and counties.

No. 583. By Mr. Morrison: Petition of Curtis Brace, W. R. Corlette, John Murphey, and 38 others, on the same subject;

Referred to the committee on towns and counties.

No. 584. By Mr. Morrison; Petition of Reuben Blakeley, and 49 others, on the same subject;

Referred to the committee on towns and counties.

No. 585. By Mr. Morrison: Petition of J. B. Wallace, John Cartner, Chas. Swegles, and 35 others, on the same subject;

Referred to the committee on towns and counties.

No. 586. By Mr. Morrison: Petition of W. W. Pittengill, O. L. Turk, and 39 others, on the same subject;

Referred to the committee on towns and counties.

No. 587. By Mr. Morrison: Petition of W. S. Locke, Milan Brass, Geo. B. Penny, and 82 others, on the same subject;

Referred to the committee on towns and counties.

No. 588. By Mr. Morrison: Petition of John J. Palmer, F. H. Hubbard, Wm. Blain, and 20 others, on the same subject;

Referred to the committee on towns and counties.

No. 589. By Mr. Morrison: Petition of Geo. I. Coan, Willice Strong, J. B. Smith, and 37 others, on the same subject;

Referred to the committee on towns and counties.

No. 590. By Mr. Morrison: Petition of Joseph C. Merrick, Stephen Randall, N. W. Davis, and 21 others, on the same subject;

Referred to the committee on towns and counties.

No. 591. By Mr. Morrison: Petition of S. G. Harrison, Chas. Hartwell, Albert Fisher, and 7 others, on the same subject;

Referred to the committee on towns and counties.

No. 592. By Mr. Morrison: Petition of Frank Varney, G. W. Walker, E. H. Crosby, and 25 others, on the same subject;

Referred to the committee on towns and counties.



No. 593. By Mr. Morrison: Petition of J. M. Houston, W. F. Ballou, F. H. Stringer, and 37 others, on the same subject;

Referred to the committee on towns and counties.

No. 594. By Mr. Morrison: Petition of J. H. Storm, J. H. McClair, James A. Stevens, and 39 others, on the same subject;

Referred to the committee on towns and counties.

No. 595. By Mr. Morrison: Petition of Geo. M. Logan, D. L. Adams, E. A. Cooper, and 15 others, on the same subject;

Referred to the committee on towns and counties.

No. 596. By Mr. Sharts: Memorial of Geo. V. N. Lothrop, and others, relative to the proposed purchase by the State of copies of the book, entitled, "Michigan and the Centennial."

On demand of Mr. Sharts,

The memorial was read at length and spread at large on the journal, as follows:

*To the Honorable, the Senate and House of Representatives of the State of Michigan:*

Your memorialists, citizens and tax-payers of the State of Michigan, respectfully beg leave to represent touching the subject matter of Senate joint resolution No. 2.

That in most, if not all civilized countries, the State is in some form the patron of letters and of the arts and sciences, and that the State of Michigan is such through its support and patronage of its educational institutions; that the book, "Michigan and the Centennial," comes properly under the head of literature and art, and in its project and design seems especially to commend itself as a worthy and patriotic enterprise, and if properly executed we believe that the patronage of the State may and should be extended to it to a reasonable and just degree.

GEO. V. N. LOTHROP, Detroit.

E. W. MEDDAUGH, Detroit.

F. G. RUSSELL, Attorney, etc., Detroit.

W. A. MOORE, Detroit.

D. V. BELL, Collector of Customs, Detroit.

JOHN N. HARLAND, Receiver, etc., Detroit.

THEODORE ROMEYN, Detroit.

LYMAN COCHRANE, Detroit.

S. M. CUTCHEON, Detroit.

C. I. WALKER, Detroit.

M. E. CROFOOT, Detroit.

S. D. BINGHAM, Lansing.

C. JOSLIN, Ypsilanti.

Referred to the committee on the State library.

No. 597. By Mr. Morrison: Extract from the proceedings of the common council of Detroit relative to the division of Wayne county.

On demand of Mr. Morrison,

The extract was read at length and spread at large on the journal, as follows:

## COMMON COUNCIL PROCEEDINGS.

[Extract.]

FIFTH WARD.

By Ald. Dunlap:

*Whereas*, The Board of Supervisors of Wayne county did on the 29th of October, 1875, adopt a resolution favoring a division of said county;

*And Whereas*, Petitions are now in circulation in the country towns in favor of such division; therefore,

*Resolved*, That this Council do heartily concur in said movement and unite in asking the Legislature to pass a bill to divide the county, provided that the rights and interests of the city of Detroit are properly protected in such bill.

CITY CLERK'S OFFICE, }  
*Detroit, February 23, 1877.* }

I hereby certify, That the annexed printed resolution is a true copy of a resolution adopted by the Common Council on the 6th day of February, A. D. 1877, and approved by the Mayor of said City on the 9th day of February, A. D. 1877; that I have compared the same with the original, and also with the record of said Council, and that the same is the whole of said resolution.

Witness, my hand and the corporate seal of said City of Detroit the day and year first above written.

[L. S.]

CHAS. H. BORGMAN,  
*City Clerk.*

Referred to the committee on towns and counties.

No. 598. By Mr. Cheney: Remonstrance of Wm. Livingston, D. C. Fletcher, J. R. Fletcher, and 104 others, of Kent county, against re-enacting act for county superintendents of schools;

Referred to the committee on education.

No. 599. By Mr. Cheney: Petition of M. B. Hine, Wm. Livingston, Robt. Cope, A. A. Andrews, and 103 others, that the maximum rate of interest be fixed at seven per cent.;

Referred to the committee on State affairs.

No. 600. By Mr. Cheney: Petition of J. S. Solomon, A. A. Andrews, A. J. Richardson, and 97 others, that the standard of a bushel of apples be fixed at 47 lbs. weight;

Referred to the committee on State affairs.

No. 601. By Mr. Cheney: Petition of Robt. Cope, R. H. Dockery, A. Richardson, D. C. Fletcher and 114 others, that special R. R. charters be repealed and uniform freights be established;

Referred to the committee on railroads.

No. 602. By Mr. Cheney: Petition of J. R. Fletcher, D. C. Fletcher, Robt. Cope, A. A. Andrews of Kent Co., that ladies be admitted to the Agricultural College;

Referred to the committee on Agricultural College.

No. 603. By Mr. Stinchcomb: Petition of C. A. Hough, Henry Valentine, C. H. Snyder, Wm. Barlow and 60 others of the townships of Woodland, Barry county, opposing a return to the county superintendent system;

Referred to the committee on education.

No. 604. By Mr. Rork: Petition of Isaac Erway, J. H. Livingston, Weed Owen and 30 others, on the same subject;

Referred to the committee on education.



No. 605. By Mr. Stanchfield: Remonstrance of Dr. J. C. Tallman, S. T. Southworth and 40 other citizens of Ludington, against any law to prevent hunting deer with hounds;

Referred to the committee on State affairs.

No. 606. By Mr. Mosher: Remonstrance of E. J. Hodges, A. J. Baker, Jas. Owens and 11 others, against the re-establishment of the county superintendent of schools;

Referred to the committee on education.

No. 607. By Mr. Gies: Petition of Joseph Haeks, E. N. Laeroy, and 47 others, that the Detroit city charter be so amended as to authorize the mayor and common council to appoint a commissioner of public charities instead of a poor-master;

Referred to the committee on municipal corporations.

No. 608. By Mr. Gies: Petition of Thomas S. Sheridan, Jared P. Dodge, and 494 others, praying that House bill No. 340 be passed, being a bill to provide for the increase of skilled workmen;

Referred to committee on manufactures.

No. 609. By Mr. Lee: Petition of all the voters of the township of Lake, Benzie county, to disorganize said township, and attach the same to the townships of Platte and Crystal Lake, in said county;

Referred to the committee on towns and counties.

No. 610. By Mr. Mosher: Petition of E. J. Hodges, A. J. Baker, James Owens and 114 others, for a uniform maximum rate on railroad freight in this State;

Referred to the committee on railroads.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills and concurrent resolution:

1. House bill No. 282, entitled

A bill to amend section 14 of act No. 355 of the session laws of 1869, being an act entitled "An act to incorporate the village of Plainwell, in the county of Allegan;"

2. House bill No. 212, entitled

A bill to amend sections 2, 3, 4, 5, 6, 7, 8, 9, 13, 15, 16, 17, 18, 19, 20, 25, 26, 30, 31, 32, and 36, of an act to incorporate the village of Leslie;

3. House bill No. 142, entitled

A bill to re-incorporate the village of Mt. Morris, in the county of Genesee;

4. Concurrent resolution relative to printing the testimony taken before the State University investigation.

A. W. FARR, *Chairman.*

Report accepted and committee discharged.

The report was laid on the table.

By the committee on elections,

The committee on elections, to whom was referred

House bill No. 343, entitled

A bill to amend section 115 of the compiled laws of 1871, being section 84 of chapter 6, relative to electors of President and Vice President of the United States,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred

House bill No. 182, entitled

A bill to amend an act entititled "An act to preserve the purity of elections," approved March 15, 1861, being compiler's section 7776 of the compiled laws of 1871, and to add a new section thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same the back to the House, without recommendation, and request that the bill be printed and referred to the committee of the whole, and placed on the general order, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. A. J. Sawyer,

The recommendation of the committee was concurred in.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred

House bill No. 593, entitled

A bill to maintain political purity,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. A. J. Sawyer,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred

House bill No. 301, entitled

A bill to amend compiler's sections 126, 150, and 151, chapter 6, and sections 643, chapter 12, and sections 4886 and 4887 of chapter 174, compiled laws of 1871, entitled "Election of circuit judges and regents of the University; election of township officers and judges of the Supreme Court,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the request that it be made a special order for the second Tuesday in April next, and recommend

that the bill do pass, ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. A. J. Sawyer,

The recommendation of the committee was concurred in.

The bill was then ordered printed, referred to the committee of the whole, and made the special order for Tuesday, April 10.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 484, entitled

A bill to restrict the payment of contracts payable in swamp lands of the Upper Peninsula to the lands in the counties in which the work done under the contract is performed.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. J. KELLEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education:

The committee on education, to whom was referred

House bill No. 334, entitled

A bill to amend sections 5, 6 and 7 of an act entitled "An act relative to the public schools of the city of Ann Arbor,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Allen,

The bill was laid on the table.

By the committee on education:

The committee on education, to whom was referred

House bill No. 313, entitled

A bill to detach certain territory from the union school district of the city of Owosso,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Allen,

The bill was laid on the table.

By the committee on education:

The committee on education, to whom was referred

House bill No. 111, entitled

A bill to amend section 81 of chapter 136 of the compiled laws of 1871, entitled "Primary schools,"

Respectfully report that they have had the same under consideration, and directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDWARD P. ALLEN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

The undersigned, a minority of the "committee on railroads," to whom was referred that portion of the retiring Governor's message which related to the taxation of the Lake Shore & Michigan Southern Railway Company, begs leave to report as follows:

Regretting my inability to consent to the report of the majority of the committee, and with a full appreciation of the embarrassment incident to a minority report upon so grave a subject, I nevertheless regard it my duty to publicly dissent from some of the propositions embodied in the report of the majority, or, at least, to express my non-concurrence in such propositions. The history of the construction and operation of this road, and of the legislation which has been had affecting it, have been so abundantly shown and cited in the report of the majority of the committee, as well as in the report of the Senate committee on railroads (journal, p. 252), that it would be idle for me to attempt a recapitulation in detail. In the first place it is wholly unimportant, in my judgment, how much it *cost* the State to *construct* and *own* the lines which it subsequently sold to the Michigan Southern Railroad Company. as the act of incorporation (Sec. 31, act 113, Laws of 1846) provides the amount, so far as the cost of construction of the road thus sold by the State was concerned, upon which the company should pay taxes, and that amount was the sum of five hundred thousand dollars (\$500,000). The fact that "the State was the owner, operator and paymaster" of this road, is of no consequence, as it subsequently sold all it owned for a fixed price, and as a part consideration of the sale, it also conferred upon the purchaser *certain privileges* in addition. If this be true, if the people of this State through its Senators and Representatives and its executive, actually made a bargain with the Michigan Southern Railroad Company, by which the latter made, of the State, a purchase and *paid* for it, and accepted of the State, the property so purchased accompanied with the covenant of the State that (*as part of the bargain*) certain conditions should be observed by the State, the seller, I cannot consent that there shall now, or at any other time be permitted, on the part of either party to the contract, any infraction of its solemn agreement. If, therefore, the State did agree in its legislative act by which it made the sale of its property to this company (act 113, Laws of 1846, above cited) that the said company shall pay to the State an annual tax of one-half of one per cent upon the capital stock paid in, including the \$500,000 of purchase money paid, or to be paid to the State, until the first day of February, 1851, and thereafter an annual tax of three-fourths of one per cent upon its capital stock paid in, including the \$500,000 of purchase money aforesaid, and also upon all loans made to said company for the purpose of constructing said railroad, or purchasing, constructing, chartering.

or hiring of steamboats authorized by this act to be held by said company, which tax shall be paid in the last week in January in each year to the State Treasurer, and the property and effects of said company, whether real, personal, or mixed, shall, in consideration thereof, be exempt from all and every other tax, charge, and exaction by virtue of any laws of this State now or hereafter to be in force, except penalties by this act imposed," then what right have we, the representatives of the *same State*, the servants of the same mistress, either moral, legal, or equitable, to violate that agreement?

As a matter of course, I do not mean to assume that the amount of taxes paid by this company during the past ten years is correct, but I think it entirely competent to leave it where it belongs, by law, to the Auditor General to *ascertain*, and to the law officer to collect if not paid.

But I do think it not only unwise and impolitic, but absolutely unjust (at least until it is shown that this company have been guilty of some violation of their compact with the State) for this Legislature to recklessly introduce and heedlessly pass a statute which is of doubtful validity, of exceedingly doubtful *propriety*, and certainly of questionable integrity, and which can but result in litigation almost endless.

It is possible that a grave mistake, to call it no harsher name, has been made during all these years by the various gentlemen who have filled the responsible position of Auditor General of the State, but until it is ascertained to be true, until it is ascertained that this railroad company have been guilty of some act of infidelity to the contract with the State, let us, at least, be just with them.

I cannot forget that during six out of the ten years last past, in which time it is charged that the State has been defrauded out of at least thirty thousand dollars per year of its just revenues, by the failure of the Auditor General to do his duty, this office has been presided over, and its interests guarded by the faithful and competent Humphrey, who, upon his retirement from this exalted position, was called by the watchful executive who has so recently discovered his omissions of duty, to another of the most responsible positions in the State. I cannot forget that, since the retirement of Gen. Humphrey, his former place has been ably filled by Gen. Ralph Ely; and until a new investigation by the Auditor General, assisted (if need be) by the Attorney General, develops that the State has been defrauded by the knavery of this company, aided by the incompetency (or something worse) of the officers of State, whose duty it is, and has been, to protect the interests of the people, is it not fair to them, and fair to the company to *presume*, that all is as it should be? Shall we not pause in our haste, and see whether the best interests of the State and of the people shall not be best protected by careful and judicious deliberation.

In the message of ex-Gov. Bagley and in the quotations therefrom which I find in the majority report, it is asserted that "The Central and the Southern roads are great trunk lines, and as through roads, are of about equal value." Granted; but every school boy in Michigan knows that no portion of the main line of the "trunk line" of the Lake Shore and Michigan Southern Railway runs through our State at all. Every mile and every rod of this road which is found in Michigan is used for local traffic. The continuation of the great trunk main line from Chicago east, leaves the Michigan Southern division of the road at Elkhart, and again finds its way back to the main artery at Toledo. Not a mile of this road in Michigan but what is a "division" and used and operated as a *division*.



Is this so with the Michigan Central? As well might we call the "Grand River Valley," or the "Jackson, Lansing & Saginaw," or the "Detroit & Bay City" lines great trunk "lines."

Every railroad man of moderate information is aware that the main line of the Michigan Central, from Detroit to Chicago, is a "great trunk line," has double tracks much of the way, steel rails all the way, while the entire line is amply provided with costly depots, buildings, valuable real estate and machine shops. Is this so with the Michigan Southern division of the Lake Shore & Michigan Southern Railway? On the contrary every well informed man knows they have a track built for local traffic, with depots, buildings and rolling stock to match.

The continuity argument seems to me to be founded entirely upon false premises. If, for instance, the Lake Shore & Michigan Southern Railway consisted entirely of one "great trunk line," extending from Buffalo to Chicago, passing through Michigan on its way, then as a matter of course, in estimating its cost of construction, or the cost of constructing the Michigan portion, the "continuity" plea would be the correct one, but it would be precisely as just, and precisely as logical, to contend that the Michigan Central in estimating the cost of its line from Chicago to Grand Rapids, should charge 94-302 parts of it to the G. R. V. R. R., because its 94 miles of line estimated as a "continuity" was 94-302 of the distance. The fallacy of this proposition is apparent.

Again, the message says that "while the value and taxation of this road has remained stationary, other roads under the same provisions of law have reported an increased value and increased taxation each succeeding year. In the case of the Michigan Central the valuation and tax have nearly doubled in fifteen years."

This statement is so obviously true that it is a matter of surprise to me that it should be made in this connection as an argument to show that the Lake Shore & Michigan Southern Railroad Company were evading the payment of taxes due the State.

I can hardly understand how our executive, who watched with such pride the growth of the great public enterprises within the territory of our Peninsula State, could have overlooked the fact, that while within the 15 years to which he refers, the Michigan Central Railroad has grown from a single track iron rail line, with none too ample equipment for the conduct of its business, to be one of the first corporations in the country, investing its capital and loans largely in aid of tributary roads, in replacing the old road bridges and culverts with magnificent iron and stone structures, in erecting and operating at Jackson and Grand Trunk Junction machine and car shops that are among the most extensive and costly in the world, laying a double track with steel rails, providing a splendid and enormous equipment and purchasing valuable landed estates. While on the contrary we can not point to any important new investments in connection with 173 miles of road covered by the provisions, the charter and contract with the Lake Shore & Michigan Southern Railroad Company, whose line remains now as it has been, a single track laid with iron rails, which has simply been kept in repair suitable for the traffic passing over it, and beyond this we look in vain for any investment of capital and loans on which to levy an additional tax. In the report of the majority I find quoted from the message the clause before referred to:

"While the value and taxation of this road has remained stationary, other roads under the same provisions of law have reported an increased value and increased taxation each succeeding year. In the case of the Michigan Central the valuation and tax have already doubled in fifteen years."

Of what consequence is this? What has the actual *value* of the Michigan Southern division of the Lake Shore and Michigan Southern Railway to do with the question? The law does not provide that these roads, the Michigan Southern and the Michigan Central, shall pay a specific tax of  $\frac{1}{2}$  of one per cent. of their *value* from year to year, but " $\frac{1}{2}$  of one per cent. *on the capital and loans.*" During all the time in which the Central has been increasing its payment to the State of specific taxes, it has been doubling, trebling and quadrupling its cost of construction by additional tracks, costly buildings, machine shops and realty. Suppose it were true that in consequence of mismanagement or from some other cause for which the State was not to blame, this road should have so diminished in value as to be almost valueless—say worth \$10,000 per mile. Should the State consent under such circumstances to abate  $\frac{1}{2}$  or more of this tax? By no means. If so, then does the fact (if it were a fact even) that the Michigan Southern division were worth \$50,000 per mile, authorize us to tax them  $\frac{1}{2}$  of one per cent. of \$50,000 instead of the cost (if it be the cost) \$27,000 per mile? Certainly not. The naked question is in considering whether or not this road has dealt fairly with the State. Have they paid us in taxes  $\frac{1}{2}$  of one per cent. upon their *capital and loans actually employed in this State* or upon their cost of construction? If they have they have fulfilled their part of the solemn contract which we made with them.

Shall we *repudiate* an obligation in the same agreement, even if we could do so within the forms of law? The original act of incorporation (section 31, page 191 of the laws of 1846) provided the charter of this road, and stipulated that they should pay  $\frac{1}{2}$  of one per cent. upon the capital stock paid in, including the \$500,000 purchase money paid to the State, until February 1st, 1851, and thereafter  $\frac{1}{2}$  of such one per cent. In section 37 of the same act the State reserved the right at any time after 30 years by a two-thirds vote of both Senate and House to alter, amend or repeal the charter, provided the company should be compensated by the State for all damages sustained by reason of such alteration, amendment or repeal.

If the Senate, House of Representatives, and Governor had the right to make such a contract, then whether the right to repeal existed, without this "repealing clause" or not, the State was honorably bound to fulfill this contract, and could not avoid it without repudiation.

Again, and in 1849, the Legislature passed two acts (acts Nos. 128 and 213, respectively), affecting this road and its charter, extending certain obligations, and imposing others; and by section *three* of said act No. 128, the subject of its taxation was again reviewed, but without materially changing (if at all) the rate or amount of its taxation. "The repealing clause" was also retained in this act.

Again, and in 1850 (act No. 195), the charter was amended, but the rate of taxation and "repealing clause" were not alluded to.

All this legislation was had prior to the adoption of the constitution of 1850, and prior to the adoption of the clause (Sec. 1, Art. XV.): "Corporations may be formed under the general laws, but shall not be created by special act, except for municipal purposes," etc., cited in the report of the majority of your committee.

So, I assume that, up to this time (there being no constitutional inhibition) the Legislature of the State had the right to enact such laws as they pleased upon such subjects as to them seemed proper.

If this be true, even if the subsequent legislation affecting this subject were



unconstitutional, are not these prior acts and parts of acts still unrepealed, and still in force, and binding upon the State?

Again, and in 1855 (act No. 138), the charter was amended, and this road authorized to consolidate with the "Northern Indiana." The method and rate of taxation was again declared, but not changed, as the Supreme Court substantially declare in 9 Mich., 449, and it has never been attempted to be changed by legislation since, that I am aware of.

Now, if it be true that the act of 1855, and the consolidation of the Lake Shore with the Michigan Southern & Northern Indiana, was outside of the constitution, and not authorized by law respectively, does not the concession leave the charter of 1846, with its subsequent amendments up to and including that of 1850, still in force and binding upon the contracting parties?

If not outside the constitution and law, then the later legislation was binding and obligatory upon the State and the Company. But if there is no legal obligation on the part of the State to abide by the terms of the contract, by the terms of which, they, the State, received \$500,000, and have since received the taxes stipulated for (if true), are we prepared to *repudiate* the obligation which was entered into in good faith, and supposed to be binding?

Is it not better to first ascertain that this Company have violated the agreement, and the law, or, if it is desirable that chartered roads should no longer exist in this State, ought we not to first so advise the other party to the contract, and then, like a people who propose to abide by their contracts, solemnly made and long enjoyed, arrange peaceably, if we can, the terms upon which their charter shall be repealed, if that repealing clause still remains to us?

Would any of us, as individuals, seek to repudiate a bargain made in good faith, and abided in good faith (if this be true) by the other contractor, even though we might have the technical right to do so? For myself, I declare I would not. If not, should we consent to it as the Representatives of the People?

The majority of your committee, in their report, in speaking (journal, page 324) of the act of 1855, and of the consolidation of the Lake Shore Road with the Michigan Southern & Northern Indiana, declare that the acts of 1855 and 1869 themselves "treat the old corporation as at an end," and adopt the theory that all "its functions have ceased." I do not know of any act of 1869. I suppose that reference is intended to be made to the consolidation last above referred to. Is it logical to argue that, because a chartered railroad company saw fit to, and did consolidate with another company (an act which, in no possible way, changed their rights or liabilities under their old charter), they thereby "treat the old corporation as at an end?" Undoubtedly, for some purposes, the old corporation is at an end.

But how does the consolidation affect the principle of taxation provided for this Company, or what rights, conferred by charter, do they waive or forfeit by such consolidation?

Obviously none whatever.

As to the act of 1855, if it was in conflict with the constitution, then the charter, so far as it was sought to be changed by any of its unconstitutional provisions, stands as the act of 1850 left it.

If not unconstitutional, then it (with the various acts of which it was amendatory) formed the charter of the Company, under which they have done business for more than twenty years since. I am illy prepared to debate constitutional questions.

I do not understand that it is contended that any of the acts which have been reviewed have been declared to be (by judicial authority) in conflict with the organic law. I *am* aware that in the case of the M. S. & N. I. R. R. Co. *vs.* The Auditor General, 9 Mich., 449, the subject of this charter and the act of 1855, were reviewed by our Supreme Court, and although the distinct question of its constitutionality was not passed upon the Court, no one contended for its invalidity, but, on the contrary, the Court, with eminent counsel on either side, recognized the act as a valid and binding one.

I need not repeat what has been already spread before the House in the report of the Senate committee, that for the past ten years and more the company have paid to the State the taxes which have been adjudged by the Circuit Court for the county of Wayne to have been the proper amount upon the facts as then presented and as they then existed, and that such adjudication "is final upon the same state of facts" as then existed.

To conclude, then, I declare my belief—

*First*, That this company have paid all the taxes which the State can legally or rightfully claim.

*Second*. If not, let the Auditor General "ascertain" the fact, and the proper law officer of the State enforce payment of the deficiency.

*Third*. That no attempt to repeal the charter of this company should be made until all the facts are fully ascertained and the proper legal remedy decided upon; and lastly, if the best interests of the State demand a repeal of the charter, let it be done legally, honorably, and upon a full adjustment of all the obligations undertaken by the State.

Aside from this, the minority of your committee have no further recommendations to make, and ask to be discharged from the further consideration of said portion of such message.

Dated this 6th day of March, A. D. 1877.

JAMES M. TURNER,

*Minority of Railroad Com., House of Representatives.*

#### COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following:

STATE OF MICHIGAN, }  
INSURANCE BUREAU, }  
*Lansing, March 6, 1877.*

HON. JOHN T. RICH, *Speaker of the House of Representatives:*

SIR: In compliance with the House resolution of 21st ult., I have the honor to transmit herewith "a statement showing the condition of the stock fire insurance companies now authorized to do business in this State, as to capital, assets, liabilities, and surplus; and also the amount of risks written, premiums received, and losses incurred in Michigan, during the year ending December 31, 1876."

Very respectfully,

SAM'L H. ROW,

*Commissioner of Insurance.*

The communication was laid on the table.

The following is the statement:

## STATEMENT

Of the condition, December 31, 1876, of the Stock Fire Insurance Companies

INCORPORATED.	NAME AND LOCATION.	Paid Capital.	Reduction of Assets.	Admitted Assets.
<b>MICHIGAN COMPANIES.</b>				
1866	Detroit Fire & Marine, Detroit.....	\$250,000 00	\$8,037 84	\$478,877 94
1864	Michigan State, Adrian.....	150,000 00	2,934 50	340,183 56
	Aggregate of Michigan Companies.....	\$400,000 00	\$8,962 34	\$819,061 50
<b>COMPANIES OF OTHER STATES.</b>				
1819	Ætna, Hartford, Conn. ....	\$3,000,000 00	-----	\$7,057,907 95
1863	Agricultural, Watertown, N. Y.....	200,000 00	-----	1,065,310 24
1868	Allemania, Pittsburgh, Pa.....	200,000 00	\$228 00	345,944 02
1871	Amazon, Cincinnati, O.....	500,000 00	5,000 00	930,163 71
1863	American Central, St. Louis, Mo.....	300,000 00	-----	741,272 22
1810	American Fire, Philadelphia, Pa.....	400,000 00	-----	1,273,195 03
1852	Atlantic Fire & Marine, Providence, R. I. ....	200,000 00	2,716 60	263,817 26
1872	Atlas, Hartford, Conn.....	200,000 00	9,657 00	432,476 07
1871	Aurora Fire & Marine, Cincinnati, O.....	100,000 00	-----	204,510 86
1872	Bangor, Bangor, Me.....	201,520 00	-----	375,012 43
1874	Buffalo, Buffalo, N. Y.....	200,000 00	-----	330,186 27
1867	Buffalo German, Buffalo, N. Y.....	200,000 00	5,259 03	677,161 19
1869	*Citizens', Newark, N. J.....	200,000 00	-----	496,562 86
1836	Citizens', New York, N. Y.....	300,000 00	-----	923,957 17
1859	Commerce, Albany, N. Y.....	200,000 00	-----	420,923 14
1859	Commerce Fire, New York, N. Y.....	200,000 00	-----	239,918 22
1850	Commercial Fire, New York, N. Y.....	200,000 00	-----	526,306 57
1875	Commonwealth, Boston, Mass.....	300,000 00	-----	435,833 87
1850	Connecticut Fire, Hartford, Conn.....	1,000,000 00	-----	1,362,843 83
1852	Continental, New York, N. Y.....	1,000,000 00	-----	3,040,065 07
1872	Eliot, Boston, Mass. ....	200,000 00	786 25	393,233 11
1859	Equitable Fire & Marine, Providence, R. I.....	200,000 00	3,766 34	336,002 87
1853	Exchange Fire, New York, N. Y.....	200,010 00	370 00	393,177 37
1869	Fairfield Fire, South Norwalk, Conn.....	200,000 00	-----	308,034 56
1872	Faneuil Hall, Boston, Mass.....	400,000 00	185 00	512,717 41
1872	Firemans' Fire, Boston, Mass.....	300,000 00	106 00	669,299 23
1863	Firemans' Fund, San Francisco, Cal. ....	300,000 00	-----	703,621 84
1858	Firemens' Fund, New York, N. Y.....	150,000 00	-----	208,686 37
1820	Fire Association, Philadelphia, Pa.....	500,000 00	157,500 00	3,582,444 13
1856	Firemens', Dayton, O. ....	250,000 00	150 00	423,103 40
1829	Franklin Fire, Philadelphia, Pa.....	400,000 00	1,488 00	3,351,377 44
1872	German American, New York, N. Y.....	1,000,000 00	-----	2,203,799 66
1873	German American, Pittsburgh, Pa.....	100,000 00	-----	145,525 72
1870	Germania, Newark, N. J.....	225,000 00	2,961 11	293,408 73
1871	Germania Fire, Elizabeth, N. J.....	100,000 00	-----	124,124 30
1859	Germania Fire, New York, N. Y.....	500,000 00	-----	1,717,848 88
1864	Germania Fire & Marine, Cincinnati, O.....	100,000 00	-----	172,436 49
1853	Girard Fire & Marine, Philadelphia, Pa.....	300,000 00	2,690 00	1,102,786 25
1849	Glens Falls, Glens Falls, N. Y.....	200,000 00	-----	812,174 43
1875	Guaranty Fire, New York, N. Y.....	200,000 00	-----	280,239 35
1852	Hanover Fire, New York, N. Y. ....	500,000 00	-----	1,642,662 59
1810	Hartford Fire, Hartford Conn.....	1,000,000 00	-----	3,243,368 88
1864	Hoffman, New York, N. Y.....	200,000 00	-----	387,197 29
1853	Home, New York, N. Y. ....	3,000,000 00	-----	6,104,650 82
1869	Home, Newark, N. J.....	200,000 00	-----	255,836 08

\* Renewal of authority withheld.

STATEMENT

reporting to the Insurance Bureau in the month of January, 1877.

Liabilities, including Re- insurance Fund and Capital.	Surplus as regards Policy-Holders.	Surplus over Capital.	MICHIGAN BUSINESS, 1876.			
			Risks Written.	Premiums Received.	Losses Incurred.	Losses Paid.
\$325,344 99 235,511 50	\$403,532 95 254,672 06	\$153,532 95 104,672 06	\$7,716,218 00 4,308,297 00	\$119,949 05 54,463 97	\$48,124 56 22,450 50	\$53,634 42 22,388 47
\$560,856 49	\$658,205 01	\$258,205 01	\$12,024,515 00	\$174,418 02	\$70,575 06	\$76,022 80
\$5,094,146 77 905,985 21 307,830 60 916,551 33 538,427 63	\$4,943,761 18 389,325 03 238,113 42 513,611 38 502,844 59	\$1,943,761 18 189,325 03 38,113 42 13,611 38 202,844 59	\$4,376,329 00 5,894,472 00 793,300 00 1,228,432 16 408,676 00	\$80,824 66 40,170 52 12,282 25 18,060 87 7,655 06	\$40,273 63 15,654 64 3,202 24 7,194 66 3,731 44	\$40,510 41 15,691 70 5,245 50 11,285 01 4,491 44
916,680 23 248,351 09 432,634 30 140,479 63 356,825 01	756,534 79 214,466 17 199,841 77 164,081 23 219,707 43	356,534 79 14,466 17 -158 23 64,031 23 18,187 42	1,111,245 00 216,146 00 ----- ----- 1,220,786 00	19,203 96 3,730 36 20,857 42 11,942 00 9,269 47	11,181 20 955 52 13,404 96 3,504 00 5,683 04	11,181 20 580 19 17,555 65 3,504 00 4,308 04
254,481 10 346,730 29 534,127 97 432,453 85 254,418 78	265,707 17 530,430 90 164,454 89 790,503 32 366,504 36	65,707 17 330,430 90 -35,545 11 490,503 32 166,504 36	504,855 00 1,026,263 00 1,084,471 00 698,470 00 253,390 00	10,130 91 12,209 61 21,036 02 7,306 45 3,207 35	1,542 73 4,064 71 9,977 52 3,557 81 752 57	1,542 73 4,064 71 7,855 02 1,657 81 1,287 57
226,592 02 356,123 29 380,603 59 1,178,869 87 2,196,069 94	213,326 20 370,185 28 365,230 28 1,183,973 96 1,844,015 18	13,326 20 170,185 28 55,230 28 183,973 96 844,015 18	370,915 00 410,925 00 216,850 00 770,900 00 4,676,795 00	4,666 28 6,341 08 3,082 18 8,066 92 49,421 30	2,641 35 1,786 27 122 39 4,817 25 34,794 34	2,141 35 1,786 27 122 39 6,317 25 33,331 04
267,929 55 269,883 00 265,187 30 268,110 76 517,635 55	330,303 56 269,719 87 333,000 07 234,923 80 402,081 86	130,303 56 69,719 87 132,990 07 34,923 80 2,081 86	76,304 00 216,146 00 65,500 00 325,619 00 983,661 00	1,378 84 3,730 36 663 52 4,559 78 14,754 61	6 95 955 52 None. 2,022 13 6,157 93	6 95 580 19 125 21 2,022 13 6,157 93
446,188 96 601,429 65 191,506 04 2,818,956 47 345,464 87	523,110 32 402,192 19 167,189 33 1,263,487 71 327,637 53	223,110 32 102,192 19 17,189 33 763,487 71 77,637 53	82,465 00 740,308 01 64,280 00 1,984,305 00 56,350 00	1,459 10 12,170 20 673 46 32,963 67 625 97	665 91 8,760 37 21 57 7,448 69 None.	665 91 9,556 97 21 57 7,448 69 None.
2,683,644 69 1,554,962 13 132,253 17 293,358 71 112,758 41	1,067,732 75 1,651,857 53 113,272 55 228,050 02 111,365 89	667,732 75 651,837 53 13,272 55 3,050 02 11,365 89	2,668,580 00 2,684,193 00 317,840 00 177,583 00 234,263 00	34,560 89 43,106 81 5,024 57 3,282 56 4,481 40	11,542 20 21,544 37 8,340 89 2,976 93 2,564 06	11,542 20 18,544 37 8,165 89 976 93 2,564 06
1,023,048 68 133,281 14 692,285 89 509,694 16 269,455 04	1,194,800 20 189,154 35 710,500 36 509,480 27 211,484 31	694,800 20 39,154 35 410,500 36 309,480 27 11,484 31	2,183,350 50 455,900 00 1,954,130 00 1,452,146 00 327,808 00	42,423 58 4,978 83 23,783 97 19,943 01 4,424 87	27,604 79 1,182 44 2,750 14 7,632 90 1,053 77	28,594 07 1,498 94 2,750 14 9,050 49 504 00
1,133,489 45 2,147,819 49 281,511 40 5,101,868 92 241,564 14	1,009,393 14 2,100,549 39 305,685 89 4,002,783 90 214,271 94	509,393 14 1,100,549 39 105,685 89 1,002,783 90 14,271 94	2,183,350 50 5,777,873 00 238,020 20 8,186,803 00 5,300 00	42,423 58 77,747 27 4,650 93 122,156 45 66 90	27,604 79 38,937 45 3,105 06 69,610 27 26 00	28,594 07 33,677 45 2,863 09 60,304 26 26 00

STATEMENT.—CONTINUED.

INCORPORATED.	NAME AND LOCATION.	Paid Capital.	Reduction of Assets.	Admitted Assets.
1825	Howard, New York, N. Y. ....	\$500,000 00	-----	\$793,913 14
1870	Humboldt, Newark, N. J. ....	200,000 00	-----	294,697 02
1792	Insurance Co. of North America, Philadelphia, Pa.	2,000,000 00	\$84,224 38	6,537,639 50
1794	Insurance Co. of the State of Pa., Philadelphia, Pa.	200,000 00	500 00	619,236 11
1872	Irving, New York, N. Y. ....	200,000 00	-----	309,964 42
1860	Kenton, Covington, Ky. ....	150,000 00	4,714 83	240,443 67
1872	Lamar, New York, N. Y. ....	200,000 00	-----	409,734 05
1871	Lorillard, New York, N. Y. ....	300,000 00	5,000 00	463,248 26
1872	Manhattan Fire, New York, N. Y. ....	250,000 00	-----	860,531 89
1873	Manufacturers', Newark, N. J. ....	200,000 00	-----	308,986 10
1873	Manufacturers' Fire & Marine, Boston, Mass. ....	500,000 00	99,387 98	1,129,644 12
1853	Mechanics' & Traders', New York, N. Y. ....	200,000 00	-----	619,303 62
1871	Mercantile, Cleveland, O. ....	200,000 00	13,904 12	379,379 76
1852	Mercantile Fire, New York, N. Y. ....	200,000 00	-----	297,513 57
1858	Merchants', Newark, N. J. ....	200,000 00	-----	995,293 84
1851	Merchants', Providence, R. I. ....	200,000 00	-----	393,331 92
1868	Meriden, Meriden, Conn. ....	200,000 00	3,000 00	316,488 57
1866	Mobile Fire Department, Mobile, Al. ....	200,000 00	-----	293,940 67
1871	National Fire, Hartford, Conn. ....	500,000 00	-----	1,040,523 77
1838	National Fire, New York, N. Y. ....	200,000 00	300 00	425,385 35
1857	Newark City, Newark, N. J. ....	200,000 00	12,130 80	312,801 96
1863	New York Central, Union Springs, N. Y. ....	100,000 00	-----	262,081 23
1850	Niagara, New York, N. Y. ....	500,000 00	5,000 00	1,437,445 50
1872	Northern, Watertown, N. Y. ....	250,000 00	2,774 88	362,667 37
1869	Northwestern National, Milwaukee, Wis. ....	600,000 00	6,879 00	862,526 58
1867	Orient, Hartford, Conn. ....	500,000 00	-----	776,179 47
1854	Orient Mutual, New York, N. Y. ....	Mutual.	385,956 43	1,191,300 69
1854	Pacific Mutual, New York, N. Y. ....	Mutual.	99,490 15	802,236 66
1872	Paterson Fire, Paterson, N. J. ....	202,700 00	806 41	373,020 28
1825	Pennsylvania Fire, Philadelphia, Pa. ....	400,000 00	3,850 00	1,656,844 05
1866	People's, Newark, N. J. ....	200,000 00	2,753 55	430,729 40
1861	People's Fire, Trenton, N. J. ....	300,000 00	-----	624,097 66
1853	Phenix, Brooklyn, N. Y. ....	1,000,000 00	-----	2,787,930 65
1876	Philadelphia Fire, Philadelphia, Pa. ....	200,000 00	-----	270,622 32
1854	Phoenix, Hartford, Conn. ....	1,000,000 00	-----	2,407,531 39
1872	Prescott, Boston, Mass. ....	200,000 00	-----	383,632 52
1799	Providence Washington, Providence, R. I. ....	400,000 00	4,342 37	598,722 18
1867	Reading Fire, Reading, Pa. ....	200,000 00	1,543 82	302,965 05
1875	Revere Fire, Boston, Mass. ....	200,000 00	-----	286,680 69
1872	Rochester German, Rochester, N. Y. ....	200,000 00	-----	364,586 23
1848	Roger Williams, Providence, R. I. ....	200,000 00	-----	388,309 59
1841	Security, New Haven, Conn. ....	200,000 00	796 87	320,646 14
1875	Shawmut, Boston, Mass. ....	500,000 00	-----	578,116 34
1872	Shoe & Leather, Boston, Mass. ....	300,000 00	23,380 00	613,653 32
1849	Springfield Fire & Marine, Springfield, Mass. ....	750,000 00	-----	1,504,371 21
1859	Standard Fire, New York, N. Y. ....	200,000 00	-----	426,572 65
1868	Standard Fire, Trenton, N. J. ....	200,000 00	-----	313,033 85
1867	St. Joseph Fire & Marine, St. Joseph, Mo. ....	220,000 00	-----	450,245 16
1852	St. Louis, St. Louis, Mo. ....	240,000 00	-----	347,001 21
1837	St. Nicholas, New York, N. Y. ....	200,000 00	-----	328,837 36
1865	St. Paul Fire & Marine, St. Paul, Minn. ....	400,000 00	-----	936,203 74
1870	Sun Fire, Philadelphia, Pa. ....	200,000 00	-----	280,300 60
1848	Toledo Fire & Marine, Toledo, O. ....	200,000 00	3,608 12	249,891 70
1872	Trade, Camden, N. J. ....	200,000 00	6,410 50	306,792 47
1865	Traders', Chicago, Ill. ....	500,000 00	3,030 40	824,328 73
1874	Union Fire, Buffalo, N. Y. ....	100,000 00	-----	133,228 05
1872	Washington Fire & Marine, Boston, Mass. ....	400,000 00	22,608 96	866,443 37
1867	Watertown Fire, Watertown, N. Y. ....	200,000 00	-----	725,819 03
1870	Westchester, New Rochelle, N. Y. ....	300,000 00	-----	857,017 63
1853	Williamsburgh City Fire, New York, N. Y. ....	250,000 00	300 00	843,115 42
Totals Companies of other States .....		\$39,039,230 00	\$974,581 88	\$95,057,639 20



STATEMENT.—CONTINUED.

Liabilities, including Re- insurance Fund and Capital.	Surplus as regards Policy-Holders.	Surplus over Capital.	MICHIGAN BUSINESS, 1876.			
			Risks Written.	Premiums Received.	Losses Incurred.	Losses Paid.
\$603,290 18	\$690,623 01	\$190,623 01	\$895,265 00	\$10,440 32	\$1,947 08	\$2,586 08
292,543 62	212,153 40	12,153 40	444,135 00	8,476 19	3,256 16	2,045 16
4,253,930 27	4,283,729 23	2,283,729 23	4,845,392 00	75,017 38	23,042 21	26,268 61
442,213 44	877,022 67	177,022 67	227,768 00	2,661 77	312 58	312 58
243,330 97	261,633 45	61,633 45	379,558 19	6,021 30	1,379 13	3,080 03
221,518 63	168,925 02	18,925 02	132,635 00	1,820 13	3,338 14	3,338 14
277,964 26	831,749 77	131,749 77	123,967 00	2,743 77	234 65	234 65
362,921 16	405,327 10	105,327 10	785,046 00	9,581 56	326 97	326 97
544,765 77	555,766 12	305,766 12	1,409,110 00	25,728 34	24,945 42	25,636 40
288,336 60	220,601 50	20,601 50	147,145 00	1,943 64	764 27	764 27
931,223 51	698,420 61	198,420 61	238,401 00	3,473 93	3,768 74	3,768 74
304,571 64	514,734 98	314,734 98	132,775 00	2,633 76	3,444 66	2,444 66
270,910 29	308,469 47	108,469 47	663,209 21	14,922 96	7,229 69	6,096 35
231,696 05	265,817 52	65,817 52	317,335 00	4,047 21	10 43	10 43
494,896 57	700,897 27	500,897 27	957,725 00	12,973 30	5,686 35	5,686 35
310,115 63	233,216 29	83,216 29	216,146 00	3,730 36	955 52	580 19
289,333 48	227,155 09	27,155 09	409,906 00	5,536 23	2,644 90	2,644 90
282,812 17	211,128 50	11,128 50	120,412 78	2,619 48	18 67	18 67
715,247 41	825,276 36	325,276 36	1,012,208 00	16,477 68	10,594 21	10,001 87
293,843 15	332,042 20	132,042 20	230,765 00	2,993 01	-----	343 99
282,380 60	230,421 36	30,421 36	338,392 00	8,173 94	4,962 19	4,962 19
246,461 43	115,619 80	15,619 80	1,230,175 00	20,161 54	16,094 37	19,718 48
935,506 50	1,001,967 00	501,967 00	2,346,506 00	45,834 65	17,508 54	19,905 82
319,099 93	293,567 51	43,567 51	337,890 09	4,668 23	5,306 21	7,899 64
798,893 00	663,633 58	68,633 58	1,426,106 00	23,943 20	7,895 85	18,382 53
672,641 55	608,537 92	103,537 92	1,077,412 00	14,076 59	6,899 39	8,524 39
352,338 30	* 839,022 89	-----	160,186 57	2,181 16	-----	761 75
1,277,211 40	† 825,025 26	-----	810,261 00	3,946 26	877 71	877 71
357,708 02	218,012 26	15,312 26	423,638 00	9,888 56	9,039 07	4,539 07
1,172,281 54	834,562 51	484,562 51	919,361 00	17,769 68	13,132 86	13,933 57
335,336 81	295,343 09	95,343 09	236,242 00	7,113 18	1,362 92	1,649 06
446,669 56	477,428 10	177,428 10	494,425 00	7,095 60	867 15	331 95
1,904,245 93	1,892,734 72	892,734 72	2,486,967 00	47,254 23	19,107 59	15,696 21
262,931 36	207,690 96	7,690 96	177,488 00	1,953 11	300 00	300 00
1,875,279 61	1,532,251 78	532,251 78	3,635,751 00	50,724 20	33,036 33	28,328 71
298,639 05	234,993 47	84,993 47	61,100 00	794 41	None.	None.
562,508 07	436,214 11	36,214 11	421,676 00	5,670 83	1,772 98	1,397 65
262,197 15	240,767 90	40,767 90	59,750 00	1,027 87	None.	None.
246,976 81	219,708 88	19,708 88	111,100 00	1,863 02	None.	None.
310,642 67	253,943 65	53,943 65	759,938 00	7,884 62	4,135 19	4,135 19
383,192 77	205,116 82	5,116 82	344,292 00	7,240 48	6,872 59	7,316 63
329,852 66	250,793 48	50,793 48	597,800 00	5,220 07	7 73	7 73
595,315 16	492,801 18	-17,196 82	610,673 00	14,026 94	6,701 21	6,231 21
510,696 96	402,957 36	102,957 36	277,635 00	3,391 83	1,735 53	730 43
1,252,237 49	1,002,133 72	252,133 72	2,102,420 10	31,230 46	6,049 58	2,278 00
258,822 65	368,250 00	168,250 00	412,426 66	4,096 27	1,177 22	1,260 13
310,423 13	202,680 72	2,680 72	39,440 00	754 76	None.	None.
313,466 03	326,780 13	106,780 13	400,883 00	6,727 43	4,292 09	3,792 09
345,852 57	241,148 64	1,148 64	332,065 00	8,973 85	4,146 03	4,146 03
269,276 57	259,560 78	59,560 78	210,950 00	2,644 03	492 51	492 51
724,336 66	611,867 08	211,867 08	1,093,975 00	22,538 35	19,453 69	27,861 31
263,654 61	216,645 99	16,645 99	72,450 00	872 49	-----	-----
245,622 75	204,268 95	4,268 95	379,306 19	5,070 68	6,678 19	6,678 19
264,686 79	222,105 63	22,105 63	565,096 33	8,314 21	6,654 39	5,604 39
645,406 51	678,920 22	173,920 22	922,463 88	6,650 41	7,926 79	5,963 46
119,662 16	112,565 89	13,565 89	378,685 00	4,980 28	2,177 56	2,142 36
665,801 69	590,641 68	190,641 68	60,717 00	893 60	6 95	6 95
661,664 36	264,764 72	64,764 72	7,463,271 00	56,746 27	27,744 05	27,744 05
655,517 60	501,500 03	201,500 03	1,647,194 00	13,795 86	9,460 17	11,561 71
436,591 67	656,523 75	406,523 75	837,330 00	3,076 51	479 15	479 15
\$71,162,164 37	\$92,934,724 83	\$22,584,349 34 -52,902 16	\$107,675,539 28	\$1,533,525 13	\$769,551 98	\$777,502 10

\* Not including \$1,031,800 00 outstanding scrip.  
† Not including \$584,923 00 outstanding scrip.

STATEMENT.—CONTINUED.  
CANADIAN COMPANIES.]

INCORPORATED.	NAME AND LOCATION.	Paid Capital.	Reduction of Assets.	Admitted Assets.
1833	British Am. Assurance Co., Toronto.....	\$512,462 52	\$22,816 50	\$1,084,554 76
1873	*Royal Canadian Insurance Co., Montreal.....	599,565 00	-----	1,188,671 76
1851	Western Assurance Co., Toronto .....	427,518 31	-----	1,189,489 33
	Totals.....	\$1,539,545 83	\$22,816 50	\$3,462,715 85

\* Authority withheld.

COMPANIES OF FOREIGN GOVERNMENTS.

NAME AND LOCATION.	MICHIGAN BUSINESS, 1876.			
	Risks Written.	Premiums Received.	Losses Incurred.	Losses Paid.
Commercial Union Assurance, London, Eng. ....	\$835,520 00	\$18,962 60	\$10,637 01	\$11,144 25
Hamburg Bremen, Hamburg, Germany.....	754,185 00	8,765 68	3,968 09	3,968 09
Imperial Fire, London, Eng.....	422,820 00	9,043 53	3,924 52	4,838 86
Lancashire, Manchester, Eng. ....	768,148 50	11,612 87	1,618 53	3,518 53
Liverpool & London & Globe, Liverpool, Eng.....	1,969,361 00	24,315 44	10,651 89	10,651 89
Totals.....				

RECAPITULATION.

CLASSIFICATION OF COMPANIES.	Paid Capital.	Reduction of Assets.	Admitted Assets.
Michigan Companies, totals.....	\$400,000 00	\$8,962 34	\$819,061 50
Companies of other States, totals.....	89,089,230 00	974,581 88	95,057,639 20
Canadian Companies, totals.....	1,539,545 83	22,816 50	3,462,715 85
* Foreign Companies, totals, Michigan Business.....	-----	-----	-----
Aggregates.....	\$40,978,775 83	\$1,006,360 81	\$95,576,730 70

\* Companies of Foreign Governments are allowed to report their general condition on June first of each year or within sixty days after their annual meeting, hence only the Michigan business for 1876 is shown.



STATEMENT.—CONTINUED.

CANADIAN COMPANIES.

Liabilities, including Re- insurance Fund and Capital.	Surplus as regards Policy-Holders.	Surplus over Capital.	MICHIGAN BUSINESS, 1876.			
			Risks Written.	Premiums Received.	Losses Incurred.	Losses Paid.
\$949,591 06 1,287,680 71 847,198 23	\$647,426 82 500,556 06 769,809 41	\$34,963 80 -99,008 96 342,291 10	\$1,561,365 00 6,813,205 07 1,623,039 00	\$25,475 67 110,789 01 27,608 12	\$9,932 71 44,817 10 6,658 89	\$10,376 69 48,273 70 6,658 89
\$3,084,470 00	\$1,917,791 78	\$377,254 90 - 99,008 95	\$9,997,609 07	\$163,872 90	\$60,908 70	\$65,309 82

COMPANIES OF FOREIGN GOVERNMENTS.

NAME AND LOCATION.	MICHIGAN BUSINESS, 1876.			
	Risks Written.	Premiums Received.	Losses Incurred.	Losses Paid.
London Assurance Corporation, London, Eng. ....	872,490 00	10,385 76	10,419 12	9,419 12
North British and Mercantile, London, Eng. ....	1,922,970 00	38,296 96	23,143 00	24,408 51
Northern Assurance, London and Aberdeen. ....	422,820 00	9,048 53	2,772 61	2,772 61
Queen, Liverpool, Eng. ....	944,743 00	15,474 39	10,688 08	8,188 08
Royal, Liverpool, Eng. ....	1,422,049 06	23,235 17	14,478 97	13,584 22
Scottish Commercial, Glasgow, Scotland. ....	805,026 83	13,772 93	11,542 18	11,721 13
.....	\$11,160,183 39	\$180,908 86	\$108,844 00	\$104,210 32

RECAPITULATION.

Liabilities, including Re- insurance Fund and Capital.	Surplus as regards Policy- Holders.	Surplus over Capital.	MICHIGAN BUSINESS, 1876.			
			Risks Written.	Premiums Received.	Losses Incurred.	Losses Paid.
\$560,856 49 71,162,164 37 3,084,470 00 .....	\$658,205 01 62,934,724 83 1,917,791 78 .....	\$258,205 01 22,584,349 34 -52,902 16 377,254 90 -99,008 95 .....	\$12,024,515 00 107,675,539 28 9,997,609 07 11,160,183 39	\$174,413 02 1,533,525 13 163,872 90 180,908 86	\$70,575 06 769,551 98 60,908 70 103,844 00	\$76,022 89 777,502 10 65,309 28 104,210 32
\$74,807,490 86	\$65,510,721 62	\$23,219,799 25 -151,911 11	\$140,857,796 74	\$2,052,719 91	\$1,004,879 74	\$1,023,044 59

## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following :

EXECUTIVE OFFICE, }  
Lansing, March 2, 1877. }

*To the House of Representatives :*

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to amend section 1 of chapter 55 of compiled laws of 1871, being compiler's section 1984, relating to the observance of the first day of the week.

CHARLES M. CROSWELL.

The message was laid on the table.

## MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }  
Lansing, March 2, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill :

Senate bill No. 40, entitled

A bill to amend section 6 of an act entitled, "An act to incorporate the Michigan and Huron Institute," approved March 21, 1837, being act number 105 ;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on education.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, March 2, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 95, entitled

A bill to amend section 1 of an act entitled "An act to authorize and empower the Board of Control of State swamp lands to make an appropriation of State swamp lands to aid in the construction of a railroad from the Straits of Mackinaw to Marquette Harbor, on Lake Superior," approved March 21, 1873, as amended by an act approved March 24, 1874, and also by an act approved April 15, 1875 ;

2. Senate bill No. 96, entitled

A bill to amend an act to incorporate State and subordinate granges, approved April 8, 1875 ;

3. Senate bill No. 93, entitled

A bill to regulate the height of bridges over railroad tracks ;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committees on railroads and public lands, jointly.

The second named bill was read a first and second time by its title, and referred to the committee on agriculture.

The third named bill was read a first and second time by its title, and referred to the committee on railroads.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 2, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 10, entitled

A joint resolution requesting the Commissioner of Insurance to confer with Commissioners of Insurance in other States, and prepare and present to the next Legislature, in January, 1879, a form of law to govern life insurance companies doing business in this State;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The joint resolution was read a first and second time by its title, and referred to the committee on insurance.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 2, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:  
House bill No. 9 (printed No. 9), entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Wayne,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### THIRD READING OF BILLS.

House bill No. 16 (G. O. No. 107), entitled

A bill to incorporate the public schools of the township of Long Rapids;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Allen moved to amend the bill,

1. By striking out of line 1, section 11, the words "township of Long Rapids;"

2. By striking out of lines 2 and 3, section 11, the words: "No school inspectors shall be hereafter elected within said township of Long Rapids;"

Which motion prevailed.

The question being on the passage of the bill,  
On motion of Mr. Little,  
The bill was laid on the table.

## MOTIONS AND RESOLUTIONS.

Mr. Smith moved that the further consideration of  
House bill No. 134 (G. O. 61), entitled

A bill relative to the acquiring of title to lands occupied by railroad companies,

Which was made the special order for to-day, be made the special order for March 13 ;

Which motion prevailed.

Mr. Robbins moved to take from the table

House bill No. 195, entitled

A bill to amend section 13, of act No. 228, approved May 3, 1875, laws of 1875, relating to the disposition of the funds arising from the liquor tax ;

Which motion prevailed.

Mr. Robbins moved that the bill be ordered printed, referred to the committee of the whole, and placed on the general order ;

Which motion prevailed.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. A. J. Sawyer moved to take from the table

Senate bill No. 86, entitled

A bill to amend an act entitled "An act to amend an act to incorporate the city of Ann Arbor," approved March 23d, 1867, and also an act amendatory thereto, approved March 18th, 1871, approved March 18th, 1873, in relation to a license tax for keeping a victualing house, saloon, or other place for furnishing meals, food, or drink ;

Which motion prevailed.

The question being on the passage of the bill, pending the taking of the vote on the passage thereof,

Mr. A. J. Sawyer moved to amend the bill by adding at the end of recited section 2 the following :

*"And provided further, That nothing herein contained shall be so construed as to prohibit the common council of said city from regulating by tax or otherwise the business of dealing in malt, spirituous, or intoxicating liquors ;"*

Pending which,

Mr. Mosher offered the following substitute therefor: "And the common council shall provide by ordinance for the assessment and collection of a license tax of not less than one hundred dollars, or more than two hundred dollars annually, payable quarterly, upon each and every person within the limits of said city, who is or shall be engaged in keeping a saloon, or any other place where intoxicating drinks are sold ;"

Which substitute was not agreed to.

The question being on the motion to amend,

Mr. Mosher demanded the yeas and nays.

The demand was not seconded.

The motion to amend then prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Hall,	Mr. Moore,	Mr. Stafford,
Allen,	Hamilton,	Morrison,	Steele,
F. A. Baker,	Hankerd,	Mosher,	Stevens,
N. Baker,	Hayes,	Nixon,	Stinchcomb,
Billings,	Hill,	Norris,	Stone,
Canfield,	Hopkins,	Parsons,	Turck,
Cheney,	Ireland,	Palmer,	J. M. Turner,
Clark,	Jewell,	Phelps,	Twadell,
Conely,	W. W. Johnson,	Prindle,	Valade,
Coon,	Keeler,	Reed,	Van Raalte,
Curtiss,	Kelley,	Robbins,	Walkinshaw,
Dillmann,	Laubach,	Rork,	Welker,
Eaton,	Little,	Ross,	Willett,
Elliott,	Ludlow,	Sackrider,	Winchell,
Farr,	McArthur,	A. J. Sawyer,	White,
Ferguson,	McGinnis,	J. C. Sawyer,	Woodworth,
Gibbs,	Markham,	Sharts,	Yeomans,
Gould,	Martin,	Smith,	Speaker, 72

## NAYS.

0

Title agreed to.

On motion of Mr. A. J. Sawyer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Yeomans,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

## MOTIONS AND RESOLUTIONS.

Mr. Sharts moved to discharge the committee of the whole from the further consideration of

House joint resolution No. 48 (G. O. 12,, entitled

Joint resolution to give immediate effect to a bill heretofore passed for purchase of books for State library;

Which motion prevailed.

On motion of Mr. Sharts,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Markham,	Mr. Stafford,
Allen,	Hall,	Martin,	Stanchfield,
F. A. Baker,	Hamilton,	Moore,	Steele,
N. Baker,	Hankerd,	Morrison,	Stevens,
Billings,	Hawley,	Mosher,	Stinchcomb,
Canfield,	Hayes,	Nixon,	Stone,
Chase,	Hill,	Norris,	Turck,
Cheney,	Hopkins,	Parsons,	S. W. Turner,
Clark,	Ireland,	Palmer,	Twadell,
Conely,	Jewell,	Phelps,	Valade,
Coon,	W. W. Johnson,	Prindle,	Van Raalte,
Dillmann,	Keeler,	Reed,	Walkinshaw,
Edwards,	Kelley,	Robbins,	Welker,
Elliott,	Knight,	Rork,	Willet,
Farr,	Lee,	Ross,	Winchell,
Ferguson,	Little,	Sackrider,	White,
Fletcher,	Ludlow,	J. C. Sawyer,	Woodworth,
Gibbs,	McArthur,	Sharts,	Yeomans,
Gies,	McGinnis,	Smith,	Speaker,

76

## NAYS.

0

Title agreed to.

On motion of Mr. Sharts,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

Mr. Dillmann offered the following concurrent resolution :

*Resolved* (the Senate concurring), That the two Houses will meet in joint convention at 3 o'clock this afternoon, for the purpose of considering such nominations as the Governor may be pleased to submit.

On motion of Mr. Dillmann,

The rules were suspended, two-thirds of all the members present voting therefor, and the concurrent resolution was put upon its immediate passage.

The question being on the adoption of the resolution,

Mr. Mosher moved to amend the resolution by making the time of the joint convention to-morrow at 10 A. M.

Mr. Billings moved to amend the amendment by making the time Thursday at 11 A. M. ;

Which latter motion did not prevail.

Mr. Hill moved to amend the amendment by making the time 3 : 15 o'clock this P. M.

Which motion prevailed.

The amendment as amended was then agreed to.

The resolution as amended was then adopted.

Mr. Robbins moved to reconsider the vote by which the House adopted the resolution ;

Which motion prevailed.

The question being on the adoption of the resolution,

On motion of Mr. Robbins,

The resolution was laid on the table.

Mr. Sharts moved to take from the table

Senate joint resolution No. 2, entitled

Joint resolution authorizing the purchase of certain books of a public nature for the use of the State;

Which motion prevailed.

Mr. Sharts moved that the joint resolution be recommitted to the committee on State Library.

Mr. Norris moved to amend the motion by substituting the "committee on ways and means," for the "committee on State Library;"

Which latter motion did not prevail.

The original motion to re-commit then prevailed.

Mr. W. W. Johnson moved to take from the table,

House bill No. 379, entitled

A bill to prevent the manufacture and sale of spirituous or intoxicating liquors as a beverage, and for the abatement and suppression of that business as a nuisance;

Which motion prevailed.

On motion of Mr. W. W. Johnson,

The bill was recommitted to the committee on the liquor traffic.

Mr. Kelley moved to discharge the committee of the whole from the further consideration of

House joint resolution No. 51 (printed No. 15), entitled

Joint resolution asking Congress for an appropriation to construct a light house at the mouth of Thunder Bay river, in the county of Alpena;

Which motion prevailed.

On motion of Mr. Kelley,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Markham,	Mr. Stafford,
Allen,	Hall,	Martin,	Stanchfield,
F. A. Baker,	Hamilton,	Moore,	Steele,
N. Baker,	Hankerd,	Morrison,	Stevens,
Billings,	Hawley,	Mosher,	Stinchcomb,
Canfield,	Hayes,	Nixon,	Stone,
Chase,	Hill,	Norris,	Thompson,
Clark,	Hopkins,	Parsons,	Turck,
Conely,	Hoyt,	Palmer,	Twadell,
Coon,	Ireland,	Phelps,	Valade,
Curtiss,	Jewell,	Prindle,	Van Raalte,
Dillmann,	W. W. Johnson,	Reed,	Walkinshaw,
Eaton,	Keeler,	Robbins,	Welker,
Edwards,	Kelley,	Rork,	Willetts,
Elliott,	Knight,	Ross,	Winchell,
Farr,	Lee,	Sackrider,	White,
Ferguson,	Little,	A. J. Sawyer,	Woodworth,
Fletcher,	Ludlow,	J. C. Sawyer,	Yeomans,
Gibbs,	McArthur,	Sharts,	Speaker,
Gies,	McGinnis,	Smith,	

79

#### NAYS.

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The question being on agreeing to the preamble,

Mr. Hamilton moved to amend the preamble as follows: By striking out the word "is," in line 2, and inserting in lieu thereof the word "are;"

Which motion did not prevail.

Mr. Allen moved to amend the preamble by striking out of lines 3 and 4 the words "a harbor second to none in natural perfection;"

Which motion prevailed.

Mr. Hamilton moved to amend the preamble by striking out of line 2 the word "demand," and inserting in lieu thereof the word "demands;"

Which motion did not prevail.

The title and preamble as amended were then agreed to.

#### UNFINISHED BUSINESS.

The question being on the adoption of the following:

*Resolved* (the Senate concurring), That the Senate and House of Representatives meet in joint convention in Representative Hall, Tuesday forenoon, March 6th next, at 11 o'clock, to consider nominations to be at that time submitted by the Governor.

Mr. Billings moved to amend by making the time "Thursday at 2:30 P. M."

Which motion prevailed.

The resolution as amended was then adopted.

Mr. Baker moved that the rules be suspended, and that the special order be passed for the day;

Which motion prevailed, two-thirds of all the members present voting therefor.

#### GENERAL ORDER.

On motion of Mr. Welker,

The House went into committee of the whole on the general order,  
Mr. F. A. Baker in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 143 (G. O. 67), entitled

A bill to amend sections 1 and 2 of an act entitled "An act regulating the responsibility of the agents of insurance companies doing business in this State," approved April 12, 1871, being compiler's sections 7629 and 7630, compiled laws of 1871;

2. House bill No. 126 (G. O. 71), entitled

A bill to amend section 10 of chapter 239, being section 7442 of the compiled laws of 1871, relative to fees of certain officers in civil cases,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

3. House bill No. 168 (G. O. 75), entitled

A bill to amend section 10, chapter 167, being section 4706 of the compiled laws of 1871, relative to the filing of chattel mortgages;

4. House bill No. 166 (G. O. 73), entitled

A bill to amend section 4 of chapter 163 of the compiled laws of 1871, being

compiler's section 4548, relative to publication of notices of sales by executors ;

5. House bill No. 78 (G. O. 72), entitled

A bill to amend section 43, chapter 178, being section 5291 of the compiled laws of 1871, relative to "Courts held by justices of the peace ;"

6. House Bill No. 4 (G. O. 69), entitled,

A bill to amend section 1 of an act entitled "An act to provide for the protection and preservation of fish in certain lakes in the counties of Cass and Berrien," approved April 15, 1871 ;

7. House bill No. 144 (G. O. 68), entitled

A bill to allow accident insurance companies to do business in this State ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

8. House bill No. 167 (G. O. 74), entitled

A bill to amend section 2, of chapter 41, being section 1632, of the compiled laws of 1871, relative to interest ;

And have directed their chairman to report the same back to the House with the recommendation that it be referred to the committee on State affairs.

F. A. BAKER, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the amendments made by the committee of the whole to the first and second named bills,

The same were concurred in.

The first, second, third, fourth, fifth, sixth and seventh named bills were then placed on the order of third reading of bills.

The question being on concurring in the recommendation of the committee of the whole relative to the eighth named bill,

The same was concurred in, and the bill was referred to the committee on State affairs.

On motion of Mr. Twadell,

The House adjourned.

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*Lansing, Wednesday, March 7, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Rolfe.

Roll called : quorum present.

Absent without leave, Messrs. Jones, McGinnis, J. M. Turner, and Wood.

Mr. Harrington asked and obtained leave of absence for Mr. Jones indefinitely, on account of sickness.

Mr. Martin asked and obtained leave of absence for Mr. McGinnis for one hour.

Mr. Welker asked and obtained leave of absence for Mr. Wood for the day.

Mr. S. W. Turner asked and obtained leave of absence for Mr. J. M. Turner for one hour.

PRESENTATION OF PETITIONS.

No. 611. By Mr. Lee: Petition of Geo. Hedder, Elmer Sherman, L. A. Jenne, and 41 others, in favor of reducing the maximum rate of interest to 7 per cent.; Referred to the committee on State affairs.

No. 612. By Mr. Lee: Petition of B. L. Holden, Abram Platt, A. H. Brown, and 40 others, in favor of bringing railroads under general law and establishing uniform rates of transportation;

Referred to the committee on railroads.

No. 613. By Mr. Lee: Remonstrance of Nathan Jaquish and others, against re-establishing the county superintendency of schools;

Referred to the committee on education.

No. 614. By Mr. Lee: Petition of Nathan Jaquish and others for a standard bushel of apples by weight;

Referred to the committee on State affairs.

No. 615. By Mr. Lee: Petition of Nathan Jaquish and others that ladies be admitted to the Agricultural College;

Referred to the committee on the Agricultural College.

No. 616. By Mr. W. W. Johnson: Petition of G. S. Crumback and others to bring all railroads under general law and establish uniform rates of transportation;

Referred to the committee on railroads.

No. 617. By Mr. W. W. Johnson: Petition of John Snolts and others for a standard bushel of apples by weight;

Referred to the committee on State affairs.

No. 618. By Mr. W. W. Johnson: Petition of Frank Coykendall and others for accommodations for ladies at the Agricultural College;

Referred to the committee on the Agricultural College.

No. 619. By Mr. W. W. Johnson: Petition of E. W. Benden and others that the rate of interest be restricted to seven per cent.;

Referred to the committee on State affairs.

No. 620. By Mr. Phelps: Petition of E. Williams, John R. Snyder, Horace Robinson, and many others, that the county superintendent of schools be restored;

Referred to the committee on education.

No. 621. By Mr. Phelps: Petition of C. W. Whitfield, G. N. Fletcher, J. W. Clifton, and others, for a reduction of interest to seven per cent.;

Referred to the committee on State affairs.

No. 622. By Mr. Phelps: Petition of C. F. Richardson, J. Fullmer, Robert Dickson, and others, for accommodation for ladies at the Agricultural College;

Referred to the committee on Agricultural College.

No. 623. By Mr. Phelps: Petition of W. D. Hopkinson, C. W. Clifton, A. J. Bennett and others, for a standard bushel of apples by weight;

Referred to the committee on State affairs.

No. 624. By Mr. Phelps: Petition of John R. Snyder, Horace Robinson, for uniform rates of transportation on railroads;

Referred to the committee on railroads.

No. 625. By Mr. Mosher: Petition of E. J. Hodges, A. J. Baker, Jas. F. Owens and 15 others, to reduce the rate of interest to seven per cent.;

Referred to the committee on State affairs.

No. 626. By Mr. Shetterly: Petition of H. St. John, G. C. Leach, and eighty others, relative to netting pigeons;

Referred to the committee on State affairs.

No. 627. By Mr. Ireland: Petition of J. F. Haskins, R. M. King, W. D. Houge, and twenty-three others for a standard bushel of apples by weight;

Referred to the committee on State affairs.

No. 628. By Mr. Ireland: Petition of W. L. Hague, J. F. Haskins, and twenty others, for accommodations for ladies at the Agricultural College;

Referred to the committee on Agricultural College.

No. 629. By Mr. Ireland: Petition of James L. Newman, W. L. Hogue, and others, for a restriction of the rate of interest to seven per cent;

Referred to the committee on State affairs.

No. 630. By Mr. Yeomans: Petition of A. S. Stannard, D. H. English, Joel Andrews, J. B. Sprague, and 121 other citizens of Ionia and Kent counties, protesting against the present unjust discrimination in rates on freights for transportation for short distances, and to non-competing points on railroads; also, for a more efficient law for the protection of travelers on railroads, against the reckless manner of handling baggage by railroad employes;

Referred to the committee on railroads.

No. 631. By Mr. Nixon: Petition of J. W. Ewing, and forty others, asking that suitable accommodations be provided for the introduction of our daughters as students into the Agricultural College;

Referred to the committee on the Agricultural College.

No. 632. By Mr. Nixon: Remonstrance of J. W. Ewing and 35 others, against re-establishing the county superintendency of schools;

Referred to the committee on education.

No. 633. By Mr. Brown: Petition of J. K. Dillon, F. E. Stewart, Edward Childs, jr., G. Goodwin, and one hundred and twenty-eight other citizens of the town of Wheatland, in the county of Hillsdale, asking for the passage of a law authorizing the qualified voters of the county of Hillsdale to determine by ballot whether spirituous or intoxicating liquors may be sold within said county or not.

Referred to the committee on the liquor traffic.

No. 634. By Mr. Brown: Petition of A. A. Ewing, Commodore Smith, Nathan C. Gavett, Samuel Devine, and sixty-eight other citizens of the town of Cambria, in the county of Hillsdale, asking for the passage of a law authorizing the voters of the county of Hillsdale to determine by ballot whether spirituous or intoxicating liquors may be sold in said county or not;

Referred to the committee on the liquor traffic.

No. 635. By Mr. A. J. Sawyer: Remonstrance of Hon. E. Laurence and 64 others against the passage of the revised charter of Ann Arbor;

Referred to the committee on municipal corporations.

No. 636. By Mr. Morrison: Petition of Barnard Peyton, A. Dickenson and others for a standard bushel of apples by weight;

Referred to the committee on State affairs.

No. 637. By Mr. Morrison: Remonstrance of H. M. Eaton, F. J. Fletcher, W. K. Brock and others, against county superintendency of schools;

Referred to the committee on education.

No. 638. By Mr. Morrison: Petition of H. M. Eaton, H. Warring Yeckly, Peter Dickerson, and others, to restrict the rate of interest to seven per cent.;

Referred to the committee on State affairs.

No. 639. By Mr. Ross: Petition of B. F. Davison, J. W. Whitney, H. S. Woldridge and thirty-five others, that all railroads be brought under general law; Referred to the committee on railroads.

No. 640. By Mr. Ross: Petition of B. F. Davison and others that the rate of interest be fixed at seven per cent. ;

Referred to the committee on State affairs.

No. 641. By Mr. Ross: Petition of B. F. Davison and others for a standard bushel of apples by weight ;

Referred to the committee on State affairs.

No. 642. By Mr. Hall: Petition of W. L. Smith, D. W. Kinny, D. L. E. Eaton and 30 others for the partition of the State into inspection districts for the inspection of illuminating oils ;

Referred to the committee on public health.

No. 643. By Mr. Hall: Petition of T. C. Montgomery, Dan'l Raymond, Granville Mills and 50 others for placing the liquor tax fund into the general fund of the county;

Referred to the committee on the liquor traffic.

No. 644. By Mr. McArthur: Petition of Ephraim Nelson, Watts S. Humphrey, M. W. Horne, A. P. Newton, and 120 other citizens of Cheboygan county, asking for a grant of State swamp land to aid in the construction of a railroad from Petoskey, in the county of Emmet, to the village of Cheboygan ;

Referred to the committees on railroads and public lands, jointly.

No. 645. By Mr. Cheney: Petition of Andrew Chalmer, Calvin F. Dille, Neal Walters, and 47 others, for a prohibitory liquor law ;

Referred to the committee on the liquor traffic.

No. 646. By Mr. Cheney: Petition of Hon. V. W. Calkins, M. B. Nash, Caleb Amidon, Wm. H. Fisk, and 150 others, on the same subject ;

Referred to the committee on the liquor traffic.

No. 647. By Mr. Welker: Petition of four regular M. D.'s relative to the medical department of the University.

On demand of Mr. Welker,

The petition was read at length and spread at large on the journal, as follows :

*To the Hon. E. J. Welker :*

We, the undersigned, physicians of Union City, beg leave to request you, should you consider it proper and consistent with your official position, not only to vote for, but to work for the following bill, which we understand is now before the Legislature of this State :

" A bill to repeal all acts to establish and maintain the Medical Department of the University of Michigan."

In case this bill cannot pass, we request your support to the " bill to establish a school for the Electics."

We ask this of you also, as physicians, and we consider that we express, in our request, the sentiment of the vast majority of the regular physicians of this State.

We are further induced to make this request because of the unfortunate manner in which the Board of Regents have seen fit to make effective the Homeopathic act of 1875.

H. F. EWERS,  
J. D. WELLMAN,  
A. B. HULE.  
DORR FITZGERALD.

Referred to the committee on the University.

No. 648. By Mr. Gibbs: Petition of T. H. Clyde, Willis Wightman and others, for uniform freight rates on railroads;

Referred to the committee on railroads.

No. 649. By Mr. Gibbs: Petition of S. A. Gardner, G. W. Hargraves and 12 others, for a restriction of interest to seven per cent;

Referred to the committee on State affairs.

No. 650. By Mr. Jewell: Remonstrance of Geo. T. Wendell, Judge of Probate, and others, against attaching Bois Blanc island to Cheboygan county.

On demand of Mr. Jewell,

The remonstrance was read at length and spread at large on the journal, as follows:

*To the Honorable the Senate and House of Representatives of the State of Michigan:*

We, the undersigned citizens of the State of Michigan and resident tax-payers of Mackinaw county, would respectfully petition your honorable body that having noticed with regret that action has been taken in the Legislature to detach certain territory from this county and attach it to the county of Chippewa, and also to detach the entire island of Bois Blanc, in the Upper Peninsula, from this county and attach it to the county of Cheboygan, in the Lower Peninsula. Now, therefore, we most solemnly protest and remonstrate against any and all such acts, and most respectfully and earnestly request that no action be taken, as it is entirely against the wishes and interests of the inhabitants of the territory sought to be detached, and likewise to the entire population of our county. Hoping for a just and favorable consideration of the subject, your petitioners would ever pray.

Dated Mackinac, February 28, A. D. 1877.

Referred to the committee on towns and counties.

No. 651. By Mr. Norton: Petition of Wm. A. Couse, O. C. Irish, H. E. German and 7 others, relative to township superintendents of schools;

Referred to the committee on education.

No. 652. By Mr. Norton: Petition of D. S. Judl, Wm. B. Way, and others, for a law to regulate the rafting of ice upon Loon lake and its outlet;

Referred to the committee on State affairs.

Mr. Thomson, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 501 (G. O. 147), entitled

A bill to detach certain territory from the present township of Otsego Lake, in Otsego county, and to organize the same into a separate township to be known as the township of Hayes,

Which motion prevailed.

On motion of Mr. Thomson,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon.

Mr. Thomson moved to amend the bill by striking out of line 1, section 2, the word "Innis," and inserting in lieu thereof the word "Hayes;"

Which motion prevailed.

Mr. Norris moved to amend by striking out the word "Hayes" wherever it occurs and inserting in lieu thereof the word "Wheeler;"



Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Farr,	Mr. Lee,	Mr. Sackrider,
Allen,	Ferguson,	Little,	J. C. Sawyer,
Allman,	Gibbs,	Ludlow,	Sharts,
F. A. Baker,	Gould,	McArthur,	Stafford,
N. Baker,	Hall,	Markham,	Stanchfield,
Baldwin,	Hamilton,	Martin,	Steele,
Billings,	Hankerd,	Miller,	Stevens,
Brown,	Harrington,	Mills,	Stone,
Canfield,	Hawley,	Moore,	Turck,
Chase,	Hayes,	Morrison,	S. W. Turner,
Cheney,	Hill,	Mosher,	Twadell,
Clark,	Hopkins,	Nixon,	Valade,
Conely,	Howland,	Norton,	Van Raalte,
Coon,	Hoyt,	Parsons,	Walkinshaw,
Crandell,	Ireland,	Palmer,	Welker,
Curtiss,	Jewell,	Phelps,	Willetts,
Davis,	S. Johnson,	Prindle,	Winchell,
Dillmann,	W. W. Johnson,	Reed,	White,
Dowling,	Keeler,	Robbins,	Woodworth,
Eaton,	Knight,	Rork,	Yeomans,
Edwards,	Laubach,	Ross,	Speaker,
Elliott,			

85  
0

## NAYS.

Title agreed to.

On motion of Mr. Chase,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## REPORTS OF STANDING COMMITTEES.

By the committee on local taxation:

The committee on local taxation, to whom was referred Senate bill No. 61, entitled

A bill to authorize the board of supervisors of Houghton county to issue bonds, for the purpose of raising money to improve that portion of the L'Anse Bay and State line State road, lying between the eastern boundary line of the village of Houghton and the line dividing the counties of Houghton and Baraga,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. S. TURCK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Turck,

The House concurred in the amendment made to the bill by the committee.

On motion of Mr. Turck,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.



The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. W. W. Johnson moved to amend the bill by striking out of line 9, section 5, the words "or any special meeting called for that purpose;"

Which motion did not prevail.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Ludlow,	Mr. Shetterly,
F. A. Baker,	Gould,	McArthur,	Stafford,
N. Baker,	Hall,	Markham,	Stanchfield,
Baldwin,	Hamilton,	Martin,	Steele,
Billings,	Hankerd,	Miller,	Stevens,
Brown,	Harrington,	Mills,	Stinchcomb,
Canfield,	Hawley,	Moore,	Stone,
Chase,	Hayes,	Morrison,	Thomson,
Cheney,	Hill,	Mosher,	Turck,
Conely,	Hopkins,	Norton,	Valade,
Coon,	Howland,	Parsons,	Van Raalte,
Crandell,	Hoyt,	Palmer,	Walkinshaw,
Davis,	Ireland,	Phelps,	Welker,
Dillmann,	Jewell,	Prindle,	Willett,
Dowling,	S. Johnson,	Reed,	Winchell,
Eaton,	Keeler,	Robbins,	White,
Elliott,	Knight,	Rork,	Woodworth,
Farr,	Laubach,	Ross,	Yeomans,
Ferguson,	Lee,	Sackrider,	Speaker,
Fletcher,	Little,	Sharts,	79

## NAYS.

Mr. W. W. Johnson, Mr. Nixon,  
Title agreed to.

On motion of Mr. Turck,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## REPORTS OF SELECT COMMITTEES.

The special committee appointed to invite Dr. Theo. McGraw to deliver a lecture before the Legislature on the subject "Heredity" would respectfully report that they have performed that duty, and that Thursday evening, March 8th, in Representative Hall, has been appointed as the time and place for the delivery of the lecture,

The committee would therefore recommend that the use of Representative Hall for the evening aforesaid be granted for such purpose, and ask to be discharged from further consideration of the subject.

C. F. HARRINGTON,  
*Chairman House Committee.*

Report accepted and committee discharged.

On motion of Mr. Harrington,

The recommendation of the committee was concurred in.

On motion of Mr. F. A. Baker,

The House took a recess until 7:30 o'clock P. M.

## EVENING SESSION.

7:30 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. A. J. Sawyer asked and obtained leave of absence for Mr. Phelps until to-morrow.

Mr. Little asked and obtained leave of absence for Mr. Sackrider until to-morrow.

Mr. Gies asked and obtained leave of absence for Mr. Dillmann until to-morrow.

Mr. Stafford asked and obtained leave of absence for Mr. Curtiss until to-morrow.

Mr. Hill asked and obtained leave of absence for Mr. Winchell until to-morrow.

The House then resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill:

House bill No. 9 (printed No. 9), entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Wayne.

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 449, entitled

A bill to revise the charter of the city of Grand Rapids, being amendatory of an act entitled "An act to incorporate the city of Grand Rapids," approved April 2, 1850, as amended by the several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill be printed and that it do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 67, entitled

A bill to amend act No. 368 of the session laws of 1875, entitled "An act to incorporate the village of Michigamme," approved April 27, 1875:

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 15, entitled

A bill to amend sections 14, 25, 28, and 38, and to add four new sections, to stand as sections 65, 66, 67, and 68, of an act entitled "An act to incorporate the village of Cedar Springs," approved March 18th, 1871;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 125, entitled

A bill to amend section 11 of chapter 239 of the compiled laws of 1871, being compiler's section 7443, relative to salaries of court officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 528, entitled

A bill relative to the publication of legal notices,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill be printed, placed on the general order, and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The recommendation of the committee was concurred in.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 89, entitled

A bill to repeal sections 4757 and 4758 of the compiled laws of 1871, relative to divorce,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend

that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 526, entitled

A bill to amend section 259 of chapter 178 of the compiled laws of 1871, being compiler's section 5507, relative to empowering other persons than officers to serve process,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 185, entitled

A bill to amend an act entitled "An act to provide for the floating of logs and timber in the streams of this State," approved March 16, 1861,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 535, entitled

A bill to establish a State industrial school for girls,

Respectfully report that they have had the same under consideration, and have directed me to report to the House that it is a measure of such importance as to demand more than a formal report. The object sought is a good one and worthy of consideration, and should be kept in view by the people of this State to be acted upon at some not far distant day; but owing to the great demand at this time for necessary appropriations to complete work in progress, and to meet the current expenses of the various State institutions, your committee deem it unwise to provide for the creation of new institutions and load the people with additional burden of taxation, unless absolutely necessary. Hence we

recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Mosher,

The bill was laid on the table.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 595, entitled

A bill for the relief of the township treasurer of the township of Shelby, in the county of Oceana;

Respectfully report that they have had the same under consideration, and think the subject matter herein contained can be fully met by the board of supervisors of said county, and therefore recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. White,

The bill was laid on the table.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 544, entitled

A bill to detach certain territory from Wayne county and organize the same into a new county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### REPORTS OF SELECT COMMITTEES.

By the select committee on liquor traffic:

The select committee on liquor traffic, to whom was referred

House bill No. 394, entitled

A bill to amend sections 4 and 13 of act No. 228 of the laws of 1875, approved May 3, 1875;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Allen,

The bill was laid on the table.

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 5, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 329, entitled

A bill to revise and amend the charter of the village of Saline, in the county of Washtenaw,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 6, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 101, entitled

A bill to provide for the preparation and publication of an index to the general laws passed at the sessions of the Legislature for the years 1872, 1873, 1874, 1875, and 1877, and at stated periods thereafter,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 6, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 77 (printed No. 37), entitled

A bill to detach T. No. 31 N., of R. 5 W., from the present township of Central Lake, in the county of Antrim, and to attach the same to the township of Jordan in said county;

And to inform the House that the Senate has amended the same by striking out in line 2 of section 1 the figures “(31)” and “(5),”

In the passage of which, as thus amended, the Senate has concurred by a

majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. Steele moved that the House concur in the amendments made to the bill by the Senate,

Which motion did not prevail, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Dowling, Hall, Ireland,	Mr. S. Johnson, Knight, Laubach,	Mr. McArthur, Rork, Sharts,	Mr. Stafford, Welker,	11
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NAYS.

Mr. Abbott, Allen, Allman, F. A. Baker, N. Baker, Baldwin, Billings, Brown, Canfield, Chase, Cheney, Clark, Conely, Coon, Crandell, Davis,	Mr. Eaton, Elliott, Ferguson, Gies, Hamilton, Hankerd, Hayes, Hill, Hopkins, Howland, W.W. Johnson, Keeler, Lee, Ludlow, Markham, Martin,	Mr. Miller, Moore, Morrison, Mosher, Nixon, Norris, Norton, Parsons, Palmer, Reed, A. J. Sawyer, J. C. Sawyer, Shetterly, Smith, Stanchfield, Steele,	Mr. Stevens, Stinchcomb, Stone, Thomson, Turck, Twadell, Valade, Van Raalte, Walkinshaw, Willett, White, Wood, Woodworth, Yeomans, Speaker,	63
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Pending the announcement of the vote,

Mr. Woodworth moved that Mr. Welker be excused from voting;

Which motion did not prevail.

Mr. Welker then voted as recorded above.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 6, 1877. }

*To the Speaker of the House:*

SIR,—I am instructed by the Senate to return to the House the following bills:

1. House bill No. 62 (printed No. 19), entitled

A bill to amend section 66 of an act entitled "An act to incorporate the city of Ludington," approved March 22, 1873, the same being act No. 220 of the session laws of 1873;

2. House bill No. 80 (printed No. 45), entitled

A bill to re-incorporate the village of Wayne;

In the passage of which the Senate has concurred by majority vote of all the



Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 6, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 114, entitled

A bill making appropriations for building additions, repairs, and improvements to the State Prison at Jackson;

2. Senate bill No. 102, entitled

A bill to change the name of John William Hale to John William Northwood;

3. Senate bill No. 98, entitled

A bill to authorize the city of Monroe to raise money for the erection and maintenance of water-works;

Which have passed the Senate by a majority of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on State Prison.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The third named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER, /  
Lansing, March 6, 1877. (

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 21, entitled

A bill to amend act No. 95 of the session laws of 1873, entitled "An act to regulate and define the duties of the judges of probate in certain cases," approved April 15, 1873;

2. Senate bill No. 110, entitled

A bill to provide for a new registration of the qualified electors of the city of Flint;

3. Senate bill No. 103, entitled

A bill to authorize registers of deeds to procure a seal of office;

4. Senate bill No. 106, entitled

A bill to provide for the reference of certain causes in chancery, involving an accounting between the parties;

5. Senate bill No. 111, entitled

A bill relating to the punishment of bank, safe, and vault robbery ;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on elections.

The third named bill was read a first and second time by its title, and referred to the committee on State affairs.

The fourth named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The fifth named bill was read a first and second time by its title, and referred to the committee on private corporations.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, March 6, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill :

Senate bill No. 104, entitled

A bill to amend section 2028 of the compiled laws of 1871, being section 2 of “An act to prevent animals from running at large in the public highways ;”

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, March 6, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 99, entitled

A bill to incorporate the village of Laingsburg ;

2. Senate bill No. 82, entitled

A bill to amend sections 54, 57, and 76, of chapter 6, being compiler's sections 85, 88, and 107 of the compiled laws of 1871, relative to elections. ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The second named bill was read a first and second time by its title, and referred to the committee on elections.

### THIRD READING OF BILLS.

House bill No. 126 (G. O. 71), entitled

A bill to amend section 10 of chapter 239, being section 7442 of the compiled laws of 1871, relative to fees of certain officers in civil cases ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Ludlow,	Mr. Shetterly,
Allen,	Gies,	McArthur,	Stafford,
Allman,	Hall,	McGinnis,	Stanchfield,
N. Baker,	Hamilton,	Markham,	Steele,
Baldwin,	Harrington,	Miller,	Stevens,
Brown,	Hill,	Morrison,	Stinchcomb,
Canfield,	Howland,	Mosher,	Stone,
Chase,	Hoyt,	Norris,	Thomson,
Cheney,	Ireland,	Norton,	Twadell,
Clark,	Jewell,	Parsons,	Valade,
Conely,	S. Johnson,	Palmer,	Van Raalte,
Coon,	W. W. Johnson,	Prindle,	Walkinshaw,
Crandell,	Keeler,	Reed,	Welker,
Davis,	Kelley,	Rork,	Willetts,
Dowling,	Knight,	Ross,	White,
Eaton,	Laubach,	A. J. Sawyer,	Woodworth,
Ferguson,	Lee,	Sharts,	Speaker,
Fletcher,	Little,		

70

#### NAYS.

Mr. Billings,	Mr. Hayes,	Mr. Robbins,	Mr. Wood,
Hankerd,	Nixon,	J. C. Sawyer,	Yeomans,

8

Title agreed to.

Mr. Van Raalte, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

Senate bill No. 69, entitled

A bill to amend section 2 of act No. 229 of the session laws of 1871, pertaining to the election of officers in the village of Portland, it being an act entitled "An act to amend an act entitled an act to incorporate the village of Portland, Ionia county ;"

Which motion prevailed.

On motion of Mr. Van Raalte,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Ludlow,	Mr. Sharts,
Allen,	Gies,	McArthur,	Shetterly,
Allman,	Hall,	McGinnis,	Smith,
F. A. Baker,	Hamilton,	Markham,	Stafford,

Mr. N. Baker,	Mr. Hunker,	Mr. Martin,	Mr. Steele,
Baldwin,	Harrington,	Miller,	Stevens,
Billings,	Hawley,	Morrison,	Stinchcomb,
Brown,	Hayes,	Mosher,	Stone,
Canfield,	Hill,	Nixon,	Thomson,
Chase,	Hopkins,	Norris,	Turck,
Cheney,	Howland,	Norton,	Twadell,
Clark,	Hoyt,	Parsons,	Valade,
Conely,	Ireland,	Palmer,	Van Raalte,
Coon,	Jewell,	Prindle,	Walkinshaw,
Crandell,	W. W. Johnson,	Reed,	Welker,
Davis,	Keeler,	Robbins,	Willett,
Dowling,	Kelley,	Rork,	White,
Eaton,	Knight,	Ross,	Wood,
Farr,	Laubach,	Sackrider,	Woodworth,
Ferguson,	Lee,	A. J. Sawyer,	Yeomans,
Fletcher,	Little,	J. C. Sawyer,	Speaker, 84

NAYS.

0

Title agreed to.

On motion of Mr. Yeomans,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 143 (G. O. 67), entitled

A bill to amend sections 1 and 2 of an act entitled "An act regulating the responsibility of the agents of insurance companies doing business in this State," approved April 12, 1871, being compiler's sections 7629 and 7630, compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Little,	Mr. Stafford,
Allen,	Gies,	Ludlow,	Stanchfield,
Allinan,	Hall,	McArthur,	Steele,
F. A. Baker,	Hamilton,	Markham,	Stevens,
N. Baker,	Hanker,	Martin,	Stinchcomb,
Billings,	Harrington,	Morrison,	Stone,
Brown,	Hawley,	Mosher,	Thomson,
Canfield,	Hayes,	Nixon,	Turck,
Chase,	Hill,	Norton,	Twadell,
Cheney,	Hopkins,	Parsons,	Valade,
Clark,	Hoyt,	Prindle,	Van Raalte,
Conely,	Ireland,	Reed,	Walkinshaw,
Coon,	Jewell,	Robbins,	Welker,
Crandell,	S. Johnson,	Rork,	Willett,
Davis,	W. W. Johnson,	Ross,	White,
Dowling,	Keeler,	J. C. Sawyer,	Wood,
Eaton,	Kelley,	Sharts,	Woodworth,
Farr,	Knight,	Shetterly,	Yeomans,
Ferguson,	Laubach,	Smith,	Speaker, 78
Fletcher,	Lee,		

NAYS.

0

The question being on agreeing to the title,

Mr. Hamilton moved to amend the title as follows:

By striking out the words "and 2," and the words "and 7630 ;"

Which motion prevailed.

The title as amended was then agreed to.

House bill No. 144 (G. O. No. 68), entitled

A bill to allow accident insurance companies to do business in this State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Ludlow,	Mr. Shetterly,
Allen,	Gibbs,	McArthur,	Stafford,
Allman,	Gies,	McGinnis,	Stanchfield,
F. A. Baker,	Hall,	Markham,	Steele,
N. Baker,	Hamilton,	Martin,	Stevens,
Baldwin,	Hankerd,	Moore,	Stinchcomb,
Billings,	Harrington,	Morrison,	Stone,
Brown,	Hawley,	Mosher,	Thomson,
Canfield,	Hill,	Nixon,	Turck,
Chase,	Howland,	Norris,	Twadell,
Cheney,	Hoyt,	Norton,	Valade,
Clark,	Ireland,	Parsons,	Van Raalte,
Conely,	S. Johnson,	Palmer,	Walkinshaw,
Coon,	W.W. Johnson,	Prindle,	Welker,
Crandell,	Keeler,	Reed,	Willetts,
Davis,	Kelley,	Robbins,	White,
Dowling,	Knight,	Rork,	Woodworth,
Eaton,	Laubach,	Ross,	Yeomans,
Farr,	Lee,	J. C. Sawyer,	Speaker,
Ferguson,	Little,	Sharts,	79

#### NAYS.

Mr. Jewell,

1

Title agreed to.

House bill No. 4 (G. O. 69), entitled

A bill to amend section 1 of an act entitled "An act to provide for the protection and preservation of fish in certain lakes in the counties of Cass and Berrien," approved April 15, 1871;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. Knight,	Mr. Robbins,
Allen,	Fletcher,	Laubach,	Stafford,
Allman,	Gibbs,	Lee,	Stanchfield,
F. A. Baker,	Gies,	Little,	Steele,
N. Baker,	Hall,	Ludlow,	Stevens,
Baldwin,	Hamilton,	McGinnis,	Stinchcomb,
Billings,	Hankerd,	Markham,	Stone,
Brown,	Harrington,	Martin,	Thomson,
Canfield,	Hawley,	Moore,	Turck,
Chase,	Hayes,	Morrison,	Valade,

Mr. Cheney, Clark, Conely, Crandell, Davis, Eaton, Farr,	Mr. Hill, Hopkins, Howland, Ireland, Jewell, Keeler, Kelley,	Mr. Mosher, Norris, Norton, Parsons, Palmer, Prindle, Reed,	Mr. Van Raalte, Walkinshaw, Willetts, White, Yeomans, Speaker,
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67

## NAYS.

Mr. Coon, S. Johnson, W. W. Johnson,	Mr. Nixon, Ross, Sharts,	Mr. Shetterly, Twadell,	Mr. Welker, Wood,
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10

Pending the announcement of the vote,

Mr. F. A. Baker moved that Mr. Wood be excused from voting ;

Which motion did not prevail.

Mr. Wood then voted as recorded above.

Mr. Crandell moved that Mr. Davis be excused from voting ;

Which motion did not prevail.

Mr. Davis then voted as recorded above.

Mr. Van Raalte moved that Mr. Smith be excused from voting ;

Which motion prevailed.

Title agreed to.

On motion of Mr. Hayes,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 78 (G. O. 72), entitled

A bill to amend section 43, chapter 178, being section 5291 of the compiled laws of 1871, relative to "Courts held by justices of the peace,"

Pending the third reading thereof,

On motion of Mr. Conely,

The bill was laid on the table.

House bill No. 166 (G. O. 73), entitled

A bill to amend section 4, of chapter 163 of the compiled laws of 1871, being compiler's section 4548, relative to publication of notices of sales by executors,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott, Allen, Allman, F. A. Baker, N. Baker, Baldwin, Billings, Brown, Canfield, Chase, Cheney, Clark,	Mr. Gies, Hall, Hamilton, Hankerd, Harrington, Hawley, Hayes, Hill, Hopkins, Howland, Ireland, Jewell,	Mr. McArthur, McGinnis, Markham, Martin, Moore, Morrison, Mosher, Nixon, Norris, Norton, Parsons, Palmer,	Mr. Shetterly, Smith, Stafford, Stanchfield, Stevens, Stinchcomb, Stone, Thomson, Turck, Twadell, Valade, Van Raalte,
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Mr. Conely,	Mr. S. Johnson,	Mr. Prindle,	Mr. Walkinshaw,	
Coon,	W. W. Johnson,	Reed,	Welker,	
Crandell,	Keeler,	Robbins,	Willett,	
Davis,	Kelley,	Rork,	White,	
Eaton,	Knight,	Ross,	Wood,	
Farr,	Laubach,	A. J. Sawyer,	Woodworth,	
Ferguson,	Lee,	J. C. Sawyer,	Yeomans,	
Fletcher,	Little,	Sharts,	Speaker,	82
Gibbs,	Ludlow,			0
NAYS.				

Title agreed to.

House bill No. 168 (G. O. 75), entitled

A bill to amend section 10, chapter 167, being section 4706 of the compiled laws of 1871, relative to the filing of chattel mortgages,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Ludlow,	Mr. Sharts,	
Allen,	Hayes,	McArthur,	Shetterly,	
Allman,	Hall,	McGinnis,	Stafford,	
F. A. Baker,	Hamilton,	Markham,	Stanchfield,	
N. Baker,	Haukerd,	Martin,	Steele,	
Baldwin,	Harrington,	Moore,	Stinchcomb,	
Billings,	Hawley,	Morrison,	Stone,	
Brown,	Hayes,	Mosher,	Thomson,	
Chase,	Hill,	Nixon,	Turck,	
Cheney,	Hopkins,	Norris,	Twadell,	
Clark,	Howland,	Norton,	Valade,	
Conely,	Ireland,	Parsons,	Van Raalte,	
Coon,	Jewell,	Palmer,	Walkinshaw,	
Crandell,	S. Johnson,	Prindle,	Welker,	
Davis,	W. W. Johnson,	Reed,	Willett,	
Eaton,	Keeler,	Robbins,	White,	
Farr,	Kelley,	Rork,	Wood,	
Ferguson,	Laubach,	Ross,	Woodworth,	
Fletcher,	Lee,	A. J. Sawyer,	Yeomans,	
Gibbs,	Little,	J. C. Sawyer,	Speaker,	80
NAYS.				

Title agreed to.

#### MOTIONS AND RESOLUTIONS.

Mr. Harrington moved to discharge the committee of the whole from the further consideration of

House bill No. 503 (G. O. 176), entitled

A bill to revise the charter of the city of Port Huron.

Which motion prevailed.

On motion of Mr. Harrington,

The bill was recommitted to the committee on municipal corporations.

Mr. Farr gave notice that within the time specified he would move to reconsider the vote by which the House passed

House bill No. 4 (printed No. 69), entitled



A bill to amend section 1 of an act entitled "An act to provide for the protection and preservation of fish in certain lakes in the counties of Cass and Berrien," approved April 15, 1871.

Mr. Hopkins gave notice that within the time prescribed he would move to reconsider the vote by which the House passed

House bill No 126 (G. O. 71) entitled

A bill to amend section 10 of chapter 239, being section 7442 of the compiled laws of 1871, relative to fees of certain officers in civil cases.

On motion of Mr. Conely,

The House adjourned.

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*Lansing, Thursday, March 8, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Slade.

Roll called: quorum present.

Absent without leave, Mr. J. M. Turner.

Mr. S. W. Turner asked and obtained leave of absence for Mr. J. M. Turner for one hour and a half.

Mr. Kelley moved that the order of "Presentation of Petitions" be passed for the day, and that that order be made the special order for to-morrow at 7:30 o'clock P. M.;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

Mr. Kelley that members presenting petitions, mention the committee to which they wish them referred, and that said petitions be so referred without being read by the clerk;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

#### PRESENTATION OF PETITIONS.

No. 653. By Mr. Brown: Petition of A. Andrews, J. H. Gibbs and 36 others, to reduce the rate of interest to seven per cent;

Referred to the committee on State affairs.

No. 654. By Mr. Wood: Remonstrance of M. K. Bortree, Chas. W. Higby, W. H. Withington, W. A. Gibson and 151 citizens of Jackson, against the passage of a law prohibiting the running and hunting of deer with dogs;

Referred to the committee on State affairs.

No. 655. By Mr. Yeomans: Petition of D. W. Woodman, Wm. R. Parks, Edward Hanscom, A. B. Pardee and 56 others of Ionia county, for uniform rates of transportation on railroads;

Referred to the committee on railroads.

No. 656. By Mr. Yeomans: Petition of Vine Welch, E. Hanscom, James Carr, Jared Sprague, and 53 others of Ionia county, for a reduction of the rate of interest to seven per cent;

Referred to the committee on State affairs.

No. 657. By Mr. Yeomans: Petition of G. W. White, James Jepsum, Dexter Cutler, A. J. Hunter, and 43 others of Ionia county, that the county superintendent of schools be restored;

Referred to the committee on education.

No. 658. By Mr. Yeomans: Petition of Joel Andrews, James Carr, William Hawley, Vine Welch, and 44 others of Ionia county for a standard bushel of apples by weight;

Referred to the committee on State affairs.

No. 659. By Mr. Yeomans: Petition of E. Hanscom, Jared Sprague, Vine Welch, James Carr, and 43 others of Ionia county, for accommodation for ladies at the Agricultural College;

Referred to the committee on Agricultural College.

No. 660. By Mr. Gould: Petition of J. P. Leonard, I. M. Crane, Marvin Smith, and 141 others, for the incorporation of Eaton Rapids;

Referred to the committee on municipal corporations.

No. 661. By Mr. Cheney: Petition of J. S. Miller, Wm. Mycer, Locasa Thurston and 43 others of Muskegon county, for a prohibitory liquor law;

Referred to the committee on liquor traffic.

No. 662. By Mr. Cheney: Petition of R. P. Devou, C. Andrews, C. E. Church and 28 others of Kent county on the same subject;

Referred to the committee on the liquor traffic.

No. 663. By Mr. Cheney: Petition of M. L. Squires, Wm. Bonner, Wm. E. Rease, R. H. Topping and 27 others of Kent county, on the same subject;

Referred to the committee on the liquor traffic.

No. 664. By Mr. Nixon: Petition of J. W. Ewing, E. D. Bement, G. R. Burger and 45 others, in favor of bringing railroads under general law and establishing uniform rates of transportation;

Referred to the committee on railroads.

No. 665. By Mr. Nixon: Petition of J. W. Ewing and 52 others, in favor of reducing the maximum rate of interest to 7 per cent;

Referred to the committee on State affairs.

No. 666. By Mr. Valade: Petition of J. F. Colburn, S. B. Adams and I. F. Bulger and 34 others, relative to swine running at large in the public highways in Monroe county;

Referred to the committee on State affairs.

No. 667. By Mr. Hall: Petition of several hundred citizens of Michigan, relative to netting pigeons;

Referred to the committee on State affairs.

No. 668. By Mr. Hall: Petition of James Miller and many others, relative to the same subject;

Referred to the committee on State affairs.

No. 669. By Mr. Hall: Petition of David Meely and numerous others, on the same subject;

Referred to the committee on State affairs.

No. 670. By Mr. Edwards; Remonstrance of H. M. Dean, A. J. Cleland, W. W. Colby, and 150 others of Niles, Berrien county, against transferring the liquor tax to the support of the poor;

Referred to the committee on the liquor traffic.

## REPORTS OF STANDING COMMITTEES.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred

Senate bill No. 72, entitled

A bill to change the name of the township of Deerfield, in the county of Van Buren, to the name of Covert,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred

House bill No. 21, entitled

A bill to further amend section 1 of chapter 64 of the compiled laws of 1871, being compiler's section 2093, relative to the game law,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means :

The committee on ways and means, to whom was referred

House joint resolution No. 22, entitled

Joint resolution for the relief of Ottawa county for State taxes assessed on lands known as Port Huron and Lake Michigan railroad lands,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, request that it be printed, referred to the committee of the whole, and placed on the general order, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The recommendation of the committee was concurred in.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

## REPORTS OF SELECT COMMITTEES.

By the minority of the select committee in the matter of the Trespass Agent investigation :

*To the Honorable the House of Representatives :*

The select committee appointed to investigate the charges and all matters in connection with the duties of D. J. Evans, Trespass Agent, during his appoint-

ment to office, most respectfully report that in accordance with instructions they have investigated the same, and submit herewith a brief portion of the testimony and a few extracts from the printed report of the said Trespass Agent.

The following are the preamble and resolution adopted by the House, and by virtue of which the investigation was ordered :

*Whereas*, David J. Evans, Trespass Agent, has neglected and refused to report his doings in relation to said office to the Commissioner of the Land Office, that is to say, that in accordance with instructions issued from said Land Office in the following words, to wit: "And it shall be the duty of the said David J. Evans to ascertain and make estimates of all trespasses committed upon any such lands in said counties, and report the same to this office, together with the names and residences of every person purchasing or acquiring possession of any property cut or claimed from any such lands," etc., all of which the said Evans has neglected and refused to report, in accordance with said instructions;

*And whereas*, In view of such neglect and disregard of instructions as aforesaid, the Commissioner of the Land Office demanded of the said Trespass Agent all books, papers, reports, and all documentary evidence, testimony, and all doings in relation to his official acts as trespass agent, all of which the said Evans refuses and declines to do;

*And whereas*, There are good reasons to believe that the charges and expenses collected and received by the said Trespass Agent from the State Treasurer for duties alleged to have been performed appeared to be exorbitant and in excess of lawful allowances;

*And whereas*, Many of the awards and settlements made by the said Trespass Agent are, in the opinion of many, not just and true, and are detrimental to the interests of the people of the State of Michigan; be it therefore

*Resolved*, That the Speaker of the House appoint a select committee of five, whose duty it shall be to investigate all matters in connection with the duties of said Trespass Agent, during his appointment to said office. Also, that the committee have power to send for persons and papers, and that they are hereby empowered to administer oaths.

Mr. Bowen, Deputy Land Commissioner testified in substance as follows, to wit.:

There are no records in the Land Office of the duties of trespass agent. Mr. Evans has not reported his doings as Trespass Agent to the Land Office; there are no books kept in the office on trespass business; the letter of instruction to him states when the Trespass Agent is to report.

Letter read and dated June 24th, 1874, signed, L. A. Clapp, Com'r State Land Office, and approved by John J. Bagley, Governor, instructions to report therein, are as follows:

And it shall also be the duty of said David J. Evans to ascertain and make estimates of all trespasses committed upon any such lands in said counties, and report the same to this office with all convenient speed, together with the names and residence of such trespassers, and the names and residence of any person or persons purchasing or acquiring possession of any property cut or carried off from any such lands, and also the names and residence of witnesses having knowledge thereof, and all other facts and circumstances coming to his knowledge in relation thereto, which will be likely to inform this office fully of the facts in connection with, or growing out of such trespasses.

Bowen continues: There are no records of trespasses in the office from which an intelligent reply could be given. I cannot tell in any case whether one mil-

lion or five hundred feet of lumber have been cut down. I have not seen any report of Mr. Evans, except the printed report. There are no records of the names of trespassers in the office. Commissioner Partridge directed me to furnish a clerk and desk to assist Mr. Evans to make his report.

Mr. Page, clerk in the Land Office, corroborates the testimony of Mr. Bowen, and further states that he delivered a letter from Com'r Partridge to Mr. Evans, on the 3d day of January, requesting Evans to file all papers belonging to the trespass agency in the Land Office.

Gen. Partridge, State Land Commissioner, testifies that when he took charge of the Land Office he examined and could not find any records of the trespass agency in the office; that in a conversation with Mr. Evans, he (Partridge) proposed to detail a clerk, and give him a desk, to assist in making his report; that on January 3d he caused a notice in the following words to be served on Evans:

*D. J. Evans, Esq.:*

SIR,—It appears there are records of your doings and business of a Trespass Agent, appointed by Mr. Clapp, my predecessor, and approved by the Governor. There is a copy of your appointment in this office, but no other papers or records filed. You are requested to place all papers in your possession in relation to the Trespass Agency in this office, that the same may be properly filed, and a record made of the same as soon as may be.

Yours respectfully,

B. F. PARTRIDGE,

*Commissioner State Land Office.*

To which I received no reply. I wrote again to Mr. Evans on the 15th of January.

There are no records in the office from which an intelligent reply could be given on the trespass business.

Mr. Alex. Cameron testifies that he examined the State Auditor's report and found that D. J. Evans, Trespass Agent, received from the State Treasury for services during the year 1876, as follows, to-wit:

For board.....	\$1,002 44
travel .....	574 90
livery hire.....	296 25
labor for self.....	1,580 00
labor for employés.....	2,055 80
postage.....	42 42
supplies.....	135 50
repairs .....	4 00
express.....	80
telegraph.....	15 47
Total.....	<u>\$5,708 65</u>

On Mr. Cameron's attention being called to the said report, he found items which were charged to Evans as examining agent to the amount of \$393.15, the same to be deducted from the above, which reduces the total to \$5,315.50.

Mr. Evans in his report states that the total expenses of the Trespass Agent for the year 1876, was \$2,809.57. Therefore, according to Cameron's testimony, he received \$2,505.93 in excess of the amount stated in his (Evans') report. (See Trespass Agent's Report, page 17.)

Mr. Shafer testifies that he assisted Cameron in making out the above, and that the same is correct.

D. J. Evans, Trespass Agent, testified that he received a summons commanding him to produce all papers appertaining to trespass business before the committee, which he refused to produce, and also refused to make known the names of persons from whom he collected moneys for trespass. He stated that the Governor, Commissioner and himself, met monthly, to whom he communicated all matters and names of persons in relation to trespass. He admitted to the written instructions, and said the same never were revoked, but that he had verbal instructions from the Governor and Commissioner not to make known the names of trespassers.

Mr. Clapp testifies that Mr. Evans and himself met monthly, but that the Governor, Mr. Evans, and himself did not, but thought that Evans was in the habit of reporting to the Governor; that he modified the written instructions, but that the Governor did not; and that he never issued an order revoking the written instructions. He also refused to release Mr. Evans from the injunction of secrecy, so that Evans might give the names of trespassers to the committee. He kept no records in the office of the trespass business. He said that he could name some of the trespassers from memory, but that there was no record of their names in the office.

Governor Bagley states that he advised that the names of innocent trespassers do not be made public, but that he never was informed of the names of more than two or three trespassers.

The following is the title of the Trespass Agent's report referred to, and the only record in the land office. It will be observed that in that report there are no names nor any statement in detail in relation to trespass business:

*Report of Trespass Agent.*

STATE LAND DEPARTMENT, TRESPASS AGENT'S OFFICE, }  
*Lansing, Sept. 30, 1876.* }

Addressed to Hon. L. A. Clapp, Com'r of the State Land Office:

Page 1, the agent says: "For these *pirates*, who have plundered the State lands and stolen off the timber," etc., etc.

Again, on page 1 he says: "The characters I have to deal with, I am subject to all sorts of abuse, and often insulted to a point almost beyond endurance," etc.

Page 5, he says: "And had become a necessity on account of the schemes and practices of swindlers and thieves, who for more than 20 years have been *pirating* almost unmolested upon the lands of the State," etc.

It will be noticed from the above language of the Trespass Agent in his report to his superior, that the trespassers are characterized as pirates, thieves, and swindlers, when in his sworn testimony they are stated to be innocent trespassers, so innocent that their names must be kept in oblivion, or rather in the custody of D. J. Evans, for none other person knows their names nor their address. Commissioner Clapp testifies that he kept no record of such names; that he could name some of them from memory.

The total amount collected by Mr. Evans, as Trespass Agent for the year 1876, was \$10,194.99. Deduct from that amount the total expenses as per his report, page 17, \$2,809.57. A balance is left of \$7,385.42, and not \$19,186.91. The collections for conveyance of stripped lands are not trespass cases, and the same has no right to be credited to that department.



Notwithstanding that the Trespass Agent's report gives a total of \$19,186.91 collected during the year 1876 as for trespass, we find on page 16 of same report the collections classified as follows:

Amount collected for conveyance of stripped lands.....	\$7,926 57
Amount collected for stolen timber.....	8,194 99
Amount collected on irregular sales.....	1,120 00
Amount collected for expenses.....	1,945 35
	<hr/>
	\$19,186 91
	<hr/>

The committee only being instructed to inquire into the duty of Mr. Evans as Trespass Agent, deem it proper to state that the collection for trespass, as reported *as total* for the year 1876, is not correct, as the foregoing doth show.

Further comment on these figures would be superfluous.

Mr. Evans admitted the report herein referred to to be his; which statement are we to believe? His report to the commissioner, which certainly must be considered correct, and the only information the public have of his doings as Trespass Agent, or his sworn testimony, in which the *pirates, thieves, and swindlers* are represented as innocent trespassers, whose names are withheld from the public because of their innocence.

Page 6, same report, reads: "But such collections so far reduce the expense of this agency as to leave the net expense to the State at \$864.22, which I trust will be eminently satisfactory to the good people of the State of Michigan," etc. Page 6: "The amount collected for the year 1876 is \$19,186.91. Insults are freely offered. Privations and exposures incurred, and, indeed, from the very nature of the work to be done and the characters to deal with," etc. Thus we find, step by step, in the report of Mr. Evans that the bad men he has to deal with make his duties unpleasant, notwithstanding which he withholds their names because they are innocent trespassers.

In conclusion the committee submit that from the fact that more than \$30,000 have been collected from certain persons unknown to the public, the Commissioner and his agent refusing, when on the witness stand, to make known such names; also, in the vast trespass on the State lands, the same have been concealed as to quantity and the full value thereof from the public; in fact, there are no details given, only and except what is given in the report referred to, it seems there are great blame and direliction of duty,—we might say dishonesty.

The agent claims to have done as his superior directed; the superior states that the subordinate obeyed orders; and still the Land Office is without a record in relation to the trespass business, *in detail*, as to names of trespassers, or their address; names of witnesses, or their address; the quantity of lumber cut down, and the value thereof, notwithstanding the written instructions are specific as to all information in relation thereto, to wit: the trespass agency.

Attention is called to the exorbitant charge for hotel fare. The committee are of opinion that when an officer of the State receives a *per diem* of \$5.00, his transportation, livery and portage paid for by the State, he certainly ought to pay his hotel bill or furnish his own supplies. If there is a law which allows to an officer or employé of the State in addition to his salary and transportation, his hotel bill or board bill, your committee are ignorant of the fact, and Mr. Evans would not be guilty of the second charge.



The committee were unable to compel the Trespass Agent or the former commissioner to give the names of persons from whom trespass money was collected, or to obtain from Mr. Evans any of his original memoranda, and therefore was unable to prove the third charge.

All of which is most respectfully submitted,

STEPHEN MARTIN,  
*Chairman Select Committee.*

Lansing, March 2, 1877.

Report accepted and committee discharged.

On motion of Mr. Martin,

The report was laid on the table.

By the select committee in the matter of the trespass agent investigation:

The select committee on the trespass investigation have directed me to report the accompanying bills for the attendance of witnesses in said investigation, and request that the same be ordered paid from the proper fund, and that the committee request to be discharged from further duties thereof.

STEPHEN MARTIN,  
*Chairman Committee.*

The following are the fees reported:

To J. P. Baker .....	\$20 00
H. M. Bradley .....	11 84
L. A. Clapp .....	30 00
C. F. Gibson .....	11 84
L. S. Coman .....	11 84
Curtis Munger .....	11 84
Geo. Ford .....	11 84

Report accepted and committee discharged.

On motion of Mr. Welker,

The report was referred to the committee on ways and means.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
*Lansing, March 7, 1877.*

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

An act to change the corporate name of the first congregational society of South Boston, Ionia county, Michigan, to "The Union Evangelical Society of South Boston," in the county of Ionia, and State of Michigan;

An act to amend section 5654 of the compiled laws of 1871, being section four of an act entitled "An act to provide for the appointment of a State reporter," approved April 17th, 1871.

CHARLES M. CROSWELL

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 7, 1877.*

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following joint resolution:

House joint resolution No. 48 (printed order 12), entitled

Joint resolution to give immediate effect to a bill heretofore passed for purchase of books for State library;

In the passage of which the Senate has concurred by a two-thirds vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

#### MOTIONS AND RESOLUTIONS.

Mr. Steele moved to discharge the committee of the whole from the further consideration of

House bill No. 17 (G. O. 149), entitled

A bill to detach certain territory from the present township of Burt, in the county of Cheboygan, and organize the same into a separate township to be known as the township of Nunda.

Which motion prevailed.

On motion of Mr. Steele,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill

Was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. McGinnis,	Mr. Smith,
Allen,	Gibbs,	Martin,	Stafford,
N. Baker,	Gies,	Miller,	Steele,
Brown,	Gould,	Mills,	Stevens,
Canfield,	Hall,	Morrison,	Stone,
Chase,	Hamilton,	Mosher,	Thomson,
Clark,	Hopkins,	Nixon,	Turck,
Conely,	Howland,	Norton,	S. W. Turner,
Coon,	Ireland,	Parsons,	Twadell,
Crandell,	Jewell,	Palmer,	Valade,
Curtiss,	S. Johnson,	Phelps,	Van Raalte,
Davis,	W. W. Johnson,	Prindle,	Walkinshaw,
Dillmann,	Keeler,	Reed,	Welker,
Dowling,	Kelley,	Robbins,	Willett,
Eaton,	Knight,	Ross,	Winchell,
Edwards,	Laubach,	J. C. Sawyer,	White,
Elliott,	Lee,	Sharts,	Yeomans,
Farr,	Ludlow,	Shetterly,	Speaker,
Ferguson,	McArthur,		

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#### NAYS.

Title agreed to.

On motion of Mr. Steele,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Farr moved to reconsider the vote by which the House passed House Bill No. 4 (G. O. 69), entitled,

A bill to amend section 1 of an act entitled "An act to provide for the protection and preservation of fish in certain lakes in the counties of Cass and Berrien," approved April 15, 1871;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Hamilton,

The bill was recommitted to the committee on fisheries.

#### SPECIAL ORDER.

On motion of Mr. Allen,

The House went into committee of the whole on the special order, Mr. Mills in the chair.

After some time spent therein the committee rose, and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 55 (G. O. 51), entitled

A bill making appropriations for the current expenses of the State Normal School,

But not having gone through therewith, have directed their chairman to report that fact to the House, and ask leave to sit again.

C. B. MILLS, *Chairman*.

Report accepted and committee discharged.

The question being on granting the committee leave to sit again on consideration of the bill,

Such leave was granted.

The Speaker announced the following

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
Lansing, March 7, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following concurrent resolution:

*Resolved* (the Senate concurring), That the Senate and House of Representatives meet in joint convention in Representative Hall, Thursday, March 8th, inst., at 2½ o'clock P. M., to consider nominations to be at that time submitted by the Governor;

In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The message was laid on the table.

On motion of Mr. Hamilton,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Dowling asked and obtained leave of absence for Mr. Hall for the P. M.

Mr. Hoyt asked and obtained leave of absence for the committee on railroads for the P. M.

Mr. McGinnis asked and obtained leave of absence for Mr. Sackrider for the P. M.

Mr. Mills asked and obtained leave of absence for the committee on the University every afternoon and evening indefinitely.

Mr. Conely moved that the House go into committee of the whole on the special order;

Which motion prevailed.

Mr. Little moved to reconsider the vote by which the House resolved to go into committee of the whole;

Which motion prevailed.

The question being on going into committee of the whole,

On motion of Mr. Little,

The motion to go into committee of the whole was laid on the table,

Mr. F. A. Baker, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 223 (G. O. 110), entitled

A bill to amend section 27, chapter 170, being compiler's section 4759, of the compiled laws of 1871, relative to the enforcement of decrees for alimony in divorce cases;

Which motion prevailed.

On motion of Mr. F. A. Baker,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Little,	Mr. Sharts,
F. A. Baker,	Gies,	Ludlow,	Shetterly,
N. Baker,	Gould,	Markham,	Smith,
Billings,	Hamilton,	Martin,	Stafford,
Brown,	Hankerd,	Miller,	Stanchfield,
Canfield,	Harrington,	Moore,	Steele,
Chase,	Hawley,	Morrison,	Stevens,
Cheney,	Hayes,	Mosher,	Stone,
Clark,	Hill,	Nixon,	Thomson,
Conely,	Hopkins,	Norris,	S. W. Turner,
Coon,	Howland,	Norton,	Twadell,
Crandell,	Hoyt,	Parsons,	Valade,
Curtiss,	Ireland,	Palmer,	Van Raalte,
Davis,	Jewell,	Prindle,	Welker,
Dillmann,	S. Johnson,	Reed,	Winchell,
Dowling,	W. W. Johnson,	Robbins,	White,

Mr. Eaton,  
Edwards,  
Elliott,  
Farr,

Mr. Keeler,  
Knight,  
Laubach,  
Lee,

Mr. Bork,  
Ross,  
A. J. Sawyer,  
J. C. Sawyer,

Mr. Wood,  
Yeomans,  
Speaker,

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## NAYS.

Mr. Willett,

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Title agreed to.

By unanimous consent the following reports were made:

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 99, entitled

A bill to incorporate the village of Laingsburg,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,  
F. A. Baker,  
N. Baker,  
Baldwin,  
Billings,  
Brown,  
Canfield,  
Chase,  
Cheney,  
Clark,  
Conely,  
Coon,  
Crandell,  
Curtiss,  
Davis,  
Dillmann,  
Dowling,  
Eaton,  
Edwards,  
Elliott,  
Farr,

Mr. Ferguson,  
Fletcher,  
Gibbs,  
Gies,  
Gould,  
Hamilton,  
Hankerd,  
Harrington,  
Hawley,  
Hayes,  
Hill,  
Hopkins,  
Ireland,  
Jewell,  
S. Johnson,  
W. W. Johnson,  
Keeler,  
Knight,  
Laubach,  
Lee,  
Ludlow,

Mr. McGinnis,  
Markham,  
Martin,  
Miller,  
Moore,  
Morrison,  
Mosher,  
Nixon,  
Norris,  
Norton,  
Parsons,  
Palmer,  
Prindle,  
Reed,  
Robbins,  
Bork,  
Ross,  
A. J. Sawyer,  
J. C. Sawyer,  
Sharts,  
Shetterly,

Mr. Smith,  
Stafford,  
Stanchfield,  
Steele,  
Stevens,  
Stone,  
Thomson,  
S. W. Turner,  
Twadell,  
Valade,  
Van Ralte,  
Walkinshaw,  
Welker,  
Willett,  
Winchell,  
White,  
Wood,  
Woodworth,  
Yeomans,  
Speaker,

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## NAYS.

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Title agreed to.

On motion of Mr. Sharts,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on elections:

The committee on elections, to whom was referred

Senate bill No. 82, entitled

A bill to amend sections 54, 57, and 76, of chapter 6, being compiler's section 85, 88, and 107 of the compiled laws of 1871, relative to elections,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred

Senate bill No. 110, entitled

A bill to provide for a new registration of the qualified electors of the city of Flint,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

A. J. SAWYER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Robbins, by unanimous consent, offered the following:

*Whereas*, The University is largely supported by Legislative appropriations, and it is essential that this Legislature have an intimate and specific knowledge of the "wants" of said University; therefore

*Resolved*, That the committee on University furnish, at its earliest convenience, a list of all professors, assistants, and instructors in the various departments; the duties which they have been respectively performing for the past year, and the duties which they are now performing; the average number of students to whom they respectively communicate instruction, and the salary, including any perquisites or rents, which each man receives;

Which was adopted.

Mr. Hoyt, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 250 (G. O. 125), entitled

A bill to repeal section 26 of an act entitled "An act to provide for the formation of street railway companies," approved March 5, 1867, being compiler's section 2527, chapter 77, of the compiled laws of 1871.

Which motion prevailed.

On motion of Mr. Hoyt,

The bill was recommitted to the committee on municipal corporations.

By unanimous consent, the following petitions were received:

No. 671. By Mr. Conely: Petition of John S. Newberry, S. Dow Elwood and others, in reference to the Michigan Centennial building.

On demand of Mr. Conely,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable the House of Representatives of the Legislature of Michigan:*

The undersigned respectfully petition your honorable body to donate the Michigan building, now on the Centennial grounds at Philadelphia, to the city of Detroit, to be erected in Linden Park for the purpose of an art gallery, or other purpose.

JNO. S. NEWBERRY,  
S. D. ELWOOD,  
EMORY WENDELL,  
J. W. McMILLAN,  
W. E. THOMPSON,

J. H. MORRIS,  
S. P. WILCOX,  
H. P. BALDWIN, JR.,  
M. J. SMITH,  
R. P. TOMS.

Referred to the committee on State affairs.

No. 672. By Mr. Edwards: Remonstrance of John Woodruff, J. S. Tuttle, John A. Montague, and 60 other residents of the city of Niles, Berrien county, against transferring the liquor tax to the support of the poor;

Referred to the committee on the liquor traffic.

The Speaker having announced that the time had arrived for the joint convention,

Mr. Allen moved that a committee of two be appointed to wait upon the Senate and inform that body that the House was ready to meet them in joint convention;

Which motion prevailed.

The Speaker appointed as such committee Messrs. Thomson and Valade; Mr. Allen having asked to be excused from acting on such committee.

After a short absence the committee returned and reported that they had performed the duty assigned them, and asked to be discharged.

Report accepted and committee discharged.

The Sergeant-at-Arms announced the Honorable the Senate, who were received and conducted to seats.

#### PROCEEDINGS IN JOINT CONVENTION.

The Secretary of the Senate called the roll of the Senate, and a quorum of the Senators were present.

The Clerk of the House called the roll of the House, and a quorum of the members were present.

The President announced that the two Houses had met in joint convention to receive any communication or nomination which His Excellency, the Governor, might be pleased to make.

Mr. Little moved that a committee of three, to consist of one from the Senate and two from the House be appointed to wait upon His Excellency, the Governor, and inform him that the two Houses had met in joint convention and were ready to receive any communication that he might be pleased to make;

Which motion prevailed.

The President appointed as such committee Representatives Little and W. W. Johnson and Senator Wilcox.

After a short absence the committee returned and reported that they had performed the duty assigned them, and that His Excellency, the Governor, would communicate with the joint convention in writing.

Report accepted and committee discharged.

The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the joint convention a message from his Excellency the Governor, in writing.



The Secretary of the joint convention read the message as follows :

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
Lansing, March 8, 1877. }

*To the Legislature :*

I hereby nominate John Robertson, of Wayne county, as Adjutant General; Salomon S. Mathews, of Oakland county as Quartermaster General; and Lewis W. Heath, of Kent county, as Inspector General: each to hold office for the term of two years from the first day of January, 1877.

I also nominate Charles G. Johnson, of Monroe county, as Trustee of the Michigan Institution for Educating the Deaf and Dumb, and the Blind, for the term of six years, from the second Tuesday of February, 1877; and James M. Neasmith, of Kalamazoo county, as Trustee of the said Michigan Institution for Educating the Deaf and Dumb, and the Blind, for the remainder of the term of Irving D. Hanscomb, resigned, to wit: until the second Tuesday of February, 1879.

CHARLES M. CROSWELL.

Senator Waterbury moved that the joint convention do advise and consent to the nominations in gross made by His Excellency, the Governor, in his message just received ;

Which motion prevailed, by yeas and nays, as follows :

SENATORS.

YEAS.

Mr. Adair,	Mr. Wm. Cook,	Mr. Morse,	Mr. Redfield,	
Andrus,	Edsell,	Nelson,	Shoemaker,	
Baxter,	Foots,	Osborn,	Tyler,	
Burleigh,	Freeman,	Packard,	Waterbury,	
Burch,	Jenney,	Perrin,	Wilcox,	
Chamberlain,	Markey,	Rankin,	Williams,	
D. R. Cook,	Morgan,	Read,		27

NAYS.

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REPRESENTATIVES.

YEAS.

Mr. Abbott,	Mr. Farr,	Mr. Lee,	Mr. Smith,
Allen,	Ferguson,	Little,	Stafford,
Allman,	Fletcher,	Ludlow,	Stanchfield,
F. A. Baker,	Gibbs,	McGinnis,	Steele,
N. Baker,	Gies,	Markham,	Stevens,
Baldwin,	Gould,	Martin,	Stone,
Billings,	Hamilton,	Miller,	Thompson,
Brown,	Hankerd,	Moore,	Turck,
Canfield,	Harrington,	Morrison,	S. W. Turner,
Chase,	Hawley,	Mosher,	Twadell,
Cheney,	Hayes,	Nixon,	Valade,
Clark,	Hill,	Norton,	Van Raalte,
Conely,	Hopkins,	Parsons,	Walkinshaw,
Coon,	Howland,	Palmer,	Welker,
Crandell,	Hoyt,	Prindle,	Willett,

Mr. Curtiss	Mr. Ireland,	Mr. Reed,	Mr. Winchell,	
Davis,	Jewell,	Robbins,	White,	
Dillmann,	S. Johnson,	Rork,	Wood,	
Dowling,	W.W. Johnson,	Ross,	Woodworth,	
Eaton,	Keeler,	A. J. Sawyer,	Yeomans,	
Edwards,	Knight,	J. C. Sawyer,	Speaker,	87
Elliott,	Laubach,	Sharts,		0
NAYS.				

Whereupon the President announced that the Senate and House in joint convention, a quorum of each being present, had by the vote just taken both advised and consented to the nominations in gross of the Governor as contained in the message just received.

On motion of Mr. Conely,  
The joint convention adjourned.

JAMES H. STONE.

*Secretary of the Senate.*

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives,  
and Secretaries of the Joint Convention.*

The Senators having retired, the House was called to order by the Speaker.  
Roll called: quorum present.

The Speaker announced that the House had met the Senate in joint convention, and that the two Houses had received a communication in writing from His Excellency, the Governor, and had advised and consented to the nominations made therein.

#### SPECIAL ORDER.

Mr. Conely moved that the House resolve itself into committee of the whole, on the special order;

Which motion prevailed.

The Speaker announced that the House had this A. M. by granting the committee of the whole leave to sit again, taken the appointment of a chairman for its next session upon itself; and that the member thus appointed was the Hon. C. B. Mills, of Tuscola, and that, owing to his absence at this time, it would be necessary for the committee to elect a chairman.

Mr. F. A. Baker moved that Mr. Wood be elected chairman of the committee;

Which motion prevailed.

The House went into committee of the whole,

Mr. Wood in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 55 (G. G. 51), entitled

A bill making appropriations for the current expenses of the State Normal School;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

But not having gone through with the special order, there still remaining thereon the following bill:

2. House bill No. 56 (G. O. 63), entitled,

A bill making appropriation for the erection of an addition to the State Normal School building,

They have directed their chairman to report that fact to the House, and ask leave to sit again.

J. C. WOOD, *Chairman*.

Report accepted and committee discharged.

The first named bill was placed on the order of third reading of bills.

The question being on granting the committee of the whole leave to sit again in consideration of the second named bill,

On motion of Mr. Hamilton,

Leave was granted.

On motion of Mr. Hamilton,

The House adjourned.

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*Lansing, Friday, March 9, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bryant.

Roll called: quorum present.

Absent without leave: Messrs. Hall, Howland and McGinnis.

Mr. Allen asked and obtained leave of absence for Mr. McGinnis indefinitely.

Mr. J. C. Sawyer asked and obtained leave of absence for Mr. Hall for the day.

Mr. Elliott asked and obtained leave of absence for Mr. Howland for the day.

Mr. Ferguson asked and obtained leave of absence for himself after this A. M. until the 13th.

Mr. Prindle asked and obtained leave of absence for himself after this A. M. until the 15th.

Mr. Hoyt arose to a question of privilege as follows: The published lists of the standing committees of the House, both on the cards and in the advance Manual, made no mention of the fact that he (Hoyt) was a member of the committee on municipal corporations.

The Speaker directed that an entry, or note of the omission of the name of Mr. Hoyt from that committee be made in the journal.

Mr. Yeomans arose to a question of privilege, as follows: By the journal of yesterday, he (Yeomans), was accredited with the presentation of petition for the restoration of the county superintendency system; whereas it should read as follows:

No. 657. By Mr. Yeomans: Remonstrance of G. W. White, James Jepsom, Dexter Cutler, A. J. Hunter, and 43 others of Ionia county, against the county superintendent of schools, and in favor of the town system.

## PRESENTATION OF PETITIONS.

No. 673. By Mr. Conely: Memorial of the Reform Club of Detroit, relative to the bill for the incorporation of Reform-Clubs.

On demand of Mr. Conely,

The memorial was read at length and spread at large on the journal as follows:

DETROIT, MICH., March 5, 1877.

*To the Honorable the Senate and House of Representatives:*

The Detroit Reform Club (popularly known as red ribbon men), representing a membership of over 2,000, respectfully ask that the bill now before your honorable body providing for the incorporation of societies of this character may receive your favorable consideration and approval, and by formal resolution at their last business meeting instructed the undersigned to communicate to you this their wish.

All which is respectfully submitted.

D. BETHUNE DUFFIELD,  
*President of Detroit Reform Club.*

I. C. McCAULL, *Secretary.*

Referred to the committee on the liquor traffic.

No 674. By Mr. Robbins: Protest of C. E. Howland, M. D., John Payne, M. S. Worth, H. S. Baker, M. D., and 400 others, citizens of Lenawee county, against the injustice of the State sustaining in the University one school of medicine to the exclusion of another;

Referred to the committee on liquor traffic.

No. 675. By Mr. Morrison: Petition of S. McLaughlin and others, for the reduction of the maximum rate of interest to seven per cent;

Referred to the committee on State affairs.

No. 676. By Mr. Morrison: Petition of Ben. McLaughlin, on the same subject;

Referred to the committee on State affairs.

No. 677. By Mr. Morrison: Petition of John Bonine and others, to bring all railroads under general law, and to establish uniform rates of transportation;

Referred to the committee on railroads.

No. 678. By Mr. Gibbs: Remonstrance of H. Branderbury, E. Hayes and about 100 others, citizens of Manton, Wexford county, against giving Clam Lake undue representation on the board of supervisors;

Referred to the committee on municipal corporations.

No. 679. By Mr. Cheney: Petition of John Coffee, R. Bloomer, and 36 others, that special R. R. charters be repealed, and uniform rates of freight be established on basis of distance;

Referred to the committee on railroads.

No. 680. By Mr. Cheney: Remonstrance of C. B. Pandy, E. E. Darling and 25 others, against the county superintendency of schools;

Referred to the committee on education.

No. 681. By Mr. Cheney: Petition of F. W. Gibbs, L. Maury, J. S. Hanford and 29 others asking that the maximum rate of interest be fixed at seven per cent;

Referred to the committee on State affairs.

No. 682. By Mr. Cheney: Petition of Edmund Manly, Chas. Dole and 30 others, asking that ladies be admitted as pupils in the Agricultural College;

Referred to the committee on the Agricultural College.

No. 683. By Mr. Mills: Petition of T. Z. Hawkins and 55 others, for a lower legal rate of interest, with penalties and forfeitures for breach of law.

Referred to the committee on State affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 98, entitled

A bill to authorize the city of Monroe to raise money for the erection and maintenance of water-works;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Miller,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hankerd,	Mr. Mills,	Mr. Steele,
Allman,	Harrington,	Morrison,	Stephenson,
F. A. Baker,	Hawley,	Nixon,	Stevens,
N. Baker,	Hayes,	Norris,	Stinchcomb,
Baldwin,	Hill,	Norton,	Stone,
Brown,	Hopkins,	Parsons,	Thomson,
Canfield,	Ireland,	Phelps,	Turck,
Chase,	Jewell,	Prindle,	J. M. Turner,
Clark,	S. Johnson,	Reed,	S. W. Turner,
Conely,	W. W. Johnson,	Robbins,	Twadell,
Coon,	Keeler,	Rork,	Walkinshaw,
Crandell,	Kelley,	Ross,	Welker,
Davis,	Knight,	Sackrider,	Willett,
Dillmann,	Laubach,	J. C. Sawyer,	Winchell,
Dowling,	Lee,	Sharts,	White,
Eaton,	Little,	Shetterly,	Wood,
Elliott,	Ludlow,	Smith,	Woodworth,
Ferguson,	Markham,	Stafford,	Yeomans,
Gibbs,	Martin,	Stanchfield,	Speaker, 78
Gould,	Miller,		

#### NAYS.

Mr. Valade,

1

Title agreed to.

On motion of Mr. Miller,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 214, entitled

A bill to amend an act entitled an act to incorporate the city of Wyandotte,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Crandell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Farr,	Mr. Ludlow,	Mr. Smith,
Allnian,	Ferguson,	Markham,	Stafford,
F. A. Baker,	Fletcher,	Martin,	Steele,
N. Baker,	Gibbs,	Miller,	Stevens,
Baldwin,	Gies,	Mills,	Stinchcomb,
Billings,	Gould,	Morrison,	Stone,
Brown,	Hamilton,	Mosher,	Thomson,
Canfield,	Hankerd,	Nixon,	Turck,
Chase,	Hawley,	Norris,	J. M. Turner,
Cheney,	Hopkins,	Parsons,	Twadell,
Clark,	Ireland,	Palmer,	Valade,
Conely,	Jewell,	Phelps,	Walkinshaw,
Coon,	S. Johnson,	Prindle,	Welker,
Crandell,	W.W. Johnson,	Reed,	Willetts,
Curtis,	Keeler,	Robbins,	Winchell,
Davis,	Kelley,	Rork,	White,
Dillmann,	Knight,	Ross,	Wood,
Dowling,	Laubach,	Sackrider,	Woodworth,
Eaton,	Lee,	J. C. Sawyer,	Yeomans,
Elliott,	Little,	Shetterly,	Speaker, 80

NAYS.

0

Title agreed to.

On motion of Mr. Crandell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 381, entitled

A bill to repeal section 9 of article 12 of an act entitled "An act to incorporate the village of Imlay City in Lapeer county," approved April 4th, 1873, as amended by act No. 323 of the session laws of 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. F. A. Baker,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Ludlow,	Mr. Smith,
Allen,	Gibbs,	McArthur,	Stafford,
Allman,	Gies,	Markham,	Stanchfield
F. A. Baker,	Gould,	Martin,	Steele,
N. Baker,	Hamilton,	Miller,	Stephenson,
Baldwin,	Hankerd,	Mills,	Stevens,
Brown,	Harrington,	Morrison,	Stinchcomb,
Canfield,	Hawley,	Mosher,	Stone,
Chase,	Hayes,	Nixon,	Thomson,
Cheney,	Hill,	Norris,	Turck,
Clark,	Hopkins,	Parsons,	J. M. Turner,
Conely,	Hoyt,	Palmer,	Twadell,
Ooon,	Ireland,	Phelps,	Valade,
Crandell,	Jewell,	Reed,	Walkinshaw,
Curtiss,	S. Johnson,	Robbins,	Welker,
Davis,	W.W. Johnson,	Rork,	Willet,
Dillmann,	Keeler,	Ross,	White,
Dowling,	Kelley,	Sackrider,	Wood,
Eaton,	Knight,	A. J. Sawyer,	Woodworth,
Elliott,	Laubach,	J. C. Sawyer,	Yeomans,
Farr,	Lee,	Sharts,	Speaker,
Ferguson,	Little,	Shetterly,	

87

## NAYS.

0

Title agreed to.

On motion of Mr. Abbott,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 389, entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac, approved March 15, 1861, as amended by the several acts amendatory thereof," by adding to said act as amended sections, numbers 187, 188, 189, 190, 191, and 192,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.



By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred  
House bill No. 269, entitled

A bill to amend an act entitled "An act to revise the charter of the city of Lansing," approved March 25, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred  
House bill No. 259, entitled

A bill to amend the charter of the city of Holland,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hankerd,	Mr. Miller,	Mr. Stephenson,
Allen,	Harrington,	Mills,	Stevens,
Allman,	Hawley,	Morrison,	Stinchcomb,
F. A. Baker,	Hill,	Mosher,	Stone,
N. Baker,	Hopkins,	Nixon,	Thomson,
Brown,	Hoyt,	Norris,	Turck,
Canfield,	Ireland,	Palmer,	J. M. Turner,
Clark,	Jewell,	Phelps,	Twadell,
Conely,	S. Johnson,	Prindle,	Valade,
Crandell,	W. W. Johnson,	Reed,	Van Raalte,
Curtiss,	Keeler,	Robbins,	Walkinshaw,
Davis,	Kelley,	Rork,	Welker,
Dillmann,	Knight,	Ross,	Willetts,
Dowling,	Laubach,	Sackrider,	Winchell,
Eaton,	Lee,	Sharts,	White,
Elliott,	Little,	Shetterly,	Wood,
Farr,	Ludlow,	Smith,	Woodworth,
Ferguson,	McArthur,	Stafford,	Yeomans,
Gibbs,	Markham,	Stanchfield,	Speaker,
Gould,	Martin,	Steele,	

#### NAYS.

Title agreed to.

On motion of Mr. Van Raalte,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on railroads:

The committee on railroads, to whom was referred the following bills:

House bill No 24, entitled

A bill to amend section 5 of act No. 79 of the session of laws 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and to fix his compensation," approved April 10, 1873; and

House bill No 367, entitled

A bill to amend section 6, and add a new section to act 79, laws of 1873, entitled "An act to provide for the appointment of a Commissioner of Railroads, and to define his powers, duties, and to fix his compensation;"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend section 5 of act No. 79 of the session laws of 1873, entitled "An act to provide for the appointment of a Commissioner of Railroads, and to define his powers, duties, and fix his compensation," approved April 10, 1873, and to add one new section thereto, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

H. H. HOYT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The House concurred in the adoption of the substitute reported by the committee.

The substitute was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills and joint resolution:

1. House bill No. 62 (printed No. 19), entitled

A bill to amend section 66 of an act entitled "An act to incorporate the city of Ludington," approved March 22, 1873, the same being act No. 220 of the session laws of 1873;

2. House bill No. 80 (printed No. 45), entitled

A bill to re-incorporate the village of Wayne;

3. House joint resolution No. 48 (P. O. No. 12), entitled

Joint resolution to give immediate effect to a bill heretofore passed for purchase of books for State Library.

A. W. FARR, *Chairman.*

Report accepted and committee discharged.

The report was laid on the table.

By the committee on Agricultural College:

The committee on Agricultural College, to whom was referred

House bill No. 439, entitled

A bill making an appropriation for the erection of a new hall for students at the Agricultural College,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. B. HAYES, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Parsons, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 373 (G. O. 151), entitled

A bill to amend compiler's section 3057, being section 4 of chapter 108 of compiled laws of 1871, relative to the notice of the election of trustees of religious societies;

Which motion prevailed.

On motion of Mr. Parsons,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Farr,	Mr. Markham,	Mr. Stafford,
Allen,	Ferguson,	Martin,	Stanchfield,
Allman,	Gies,	Miller,	Steele,
F. A. Baker,	Gould,	Mills,	Stephenson,
N. Baker,	Hamilton,	Moore,	Stevens,
Baldwin,	Hankerd,	Mosher,	Stone,
Billings,	Harrington,	Nixon,	Turck,
Brown,	Hopkins,	Parsons,	J. M. Turner,
Cahfield,	Ireland,	Palmer,	S. W. Turner,
Chase,	Jewell,	Phelps,	Twadell,
Cheney,	S. Johnson,	Prindle,	Valade,
Clark,	W. W. Johnson,	Reed,	Walkinsaw,
Conely,	Keeler,	Robbins,	Welker,
Ooon,	Knight,	Rork,	Willetts,
Crandell,	Laubach,	Ross,	Winchell,
Curtiss,	Lee,	Sackrider,	White,
Davis,	Littl.,	Sharts,	Woodworth,
Dillmann,	Ludlow,	Shetterly,	Yeomans,
Eaton,	McArthur,	Smith,	Speaker,
Elliott,			

77

#### NAYS.

Mr. Hill,

1

Title agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Hopkins, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 188 (G. O. 184), entitled

A bill to authorize the township of Ada, in the county of Kent, to raise money to purchase the "Ada Bridge" across Grand River, in said township.

Which motion prevailed.

On motion of Mr. Hopkins,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. Miller,	Mr. Stephenson,
Allen,	Gibbs,	Moore,	Stevens,
Allman,	Gies,	Morrison,	Stinchcomb,
F. A. Baker,	Gould,	Mosher,	Stone,
N. Baker,	Hankerd,	Nixon,	Thomson,
Baldwin,	Harrington,	Parsons,	Turck,
Billings,	Hawley,	Palmer,	J. M. Turner,
Brown,	Hill,	Phelps,	S. W. Turner,
Canfield,	Hopkins,	Prindle,	Twadell,
Chase,	Ireland,	Reed,	Valade,
Cheney,	Jewell,	Robbins,	Van Raalte,
Clark,	W. W. Johnson,	Rork,	Walkinshaw,
Conely,	Keeler,	Sackrider,	Welker,
Coon,	Kelley,	J. C. Sawyer,	Willett,
Curtiss,	Knight,	Sharts,	Winchell,
Davis,	Laubach,	Shetterly,	White,
Dillmann,	Lee,	Smith,	Wood,
Dowling,	Little,	Stafford,	Woodworth,
Eaton,	McArthur,	Stanchfield,	Yeomans,
Elliott,	Markham,	Steele,	Speaker,
Farr,			81

## NAYS.

0

Title agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Stone, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 307 (G. O. 148), entitled

A bill to change the name of the township of Sable, in Iosco county, to Au Sable.

Which motion prevailed.

On motion of Mr. Stone,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Miller,	Mr. Stephenson,
Allen,	Gibbs,	Moore,	Stevens,
Allman,	Gies,	Morrison,	Stinchcomb,
F. A. Baker,	Gould,	Nixon,	Stone,
N. Baker,	Hamilton,	Norris,	Thomson,

Mr. Baldwin,	Mr. Hankerd,	Mr. Norton,	Mr. Turck,
Billings,	Harrington,	Parsons,	J. M. Turner,
Canfield,	Hayes,	Palmer,	S. W. Turner,
Chase,	Hill,	Phelps,	Twadell,
Cheney,	Hopkins,	Prindle,	Valade,
Conely,	Ireland,	Reed,	Van Raalte,
Coon,	Jewell,	Robbins,	Walkinshaw,
Crandell,	W. W. Johnson,	Rork,	Welker,
Curtiss,	Keeler,	Sackrider,	Willetts,
Dillmann,	Kelley,	J. C. Sawyer,	Winchell,
Dowling,	Knight,	Sharts,	White,
Eaton,	Lee,	Shetterly,	Wood,
Edwards,	Little,	Smith,	Woodworth,
Elliott,	McArthur,	Stafford,	Yeomans,
Farr,	Markham,	Stanchfield,	Speaker,
Ferguson,	Martin,	Steele,	

83

NAYS.

0

Title agreed to.

On motion of Mr. Stone,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on State library :

The committee on State library, to whom was referred

Senate joint resolution No. 2, entitled

Joint resolution authorizing the purchase of certain books of a public nature for the use of the State ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

As to the merits of this measure, your committee would say that they are advised by the State Librarian that the Library is under many obligations for books received, with the expectation of an exchange, for which no return can be made. While the Librarian is glad at all times to acknowledge additions to the library, it is not the most pleasant duty to do so when no equivalent can be offered. The Librarian has furnished to your committee a schedule of works now in the Library, for which the State is a debtor, both in equity and courtesy. Of these there are *nine* large bound volumes, besides many smaller historical and other books and pamphlets from the neighboring provinces of Canada. From Connecticut *twelve* volumes, embracing nine volumes of colonial records from 1636 to 1750; from Delaware 1 volume; from New Jersey 5 volumes; from Vermont 3 volumes; from Maine 1 volume, one of the documentary history of the State; from Rhode Island 2 volumes; from Louisiana 1 volume; from Maryland a collection of 24 historical books and pamphlets; from Dr. Samuel A. Green, librarian of the Massachusetts State Historical Society, over 600 valuable books and pamphlets, most of them historical, and all received within the past two years; from Franklin B. Hough, of the State of New York, about a dozen bound volumes; from Dr. Henry Wheatland, President of Essex Institute, Salem, Massachusetts, over 500 books and pamphlets, including 30 vols. American Almanac, 12 vols. Essex Institute Historical Collections, and Harvard College catalogues and pamphlets, from 1779 down to the

present date; from the Western Reserve Historical Society of Cleveland, several books and pamphlets; from Wisconsin, books and pamphlets; from Massachusetts, 12 vols. including 9 vols. of Plymouth Colony records, 1633 to 1792; from New York, 6 vols. Most of these books are of a historical character, many of them being early annals that could not be replaced. To estimate their money value on the basis of original cost, would be out of the question, but it greatly exceeds the proposed expenditure. Indeed, to take them from the Library would leave but little in the Library in some of its departments.

The library has frequent offers of exchanges which cannot be accepted because it has nothing to return. Our centennial period will evolve many valuable works by States and associations relating to the Centennial and its commemoration, and the book proposed to be purchased will constitute an appropriate and valuable exchange for such works. Your committee have examined the work so far as printed—about two-thirds of the entire proposed contents, and take pleasure in commending it as apparently prepared with the most scrupulous care and as first-class in its execution, and if the balance of the work is equal to that now in print—and your committee entertain no doubt about the success of the undertaking,—it will be a credit to the State, and aside from other considerations it will be a record of the patriotic commemorations of the year which the State should aid in preserving. The work has the official recommendation and sanction of the State Centennial Board of Managers. It has the recommendation of the Historical Board of the State Pioneer Society. It has the recommendation of many of the leading men of the State who are its pledged patrons. It has the favorable mention of the press. A memorial recommending it to the favorable consideration of the Legislature, presented to the House on the 6th inst., and printed in the journal of that day, is signed by a number of prominent citizens of both political parties. The price of the work is not more than the prices of similar works issued from the east, and the copies are offered to the State at about thirty per cent. off. The interests of the State are fully guarded by the joint resolution, which simply confers upon the officers named a certain discretion for the proper and judicious exercise of which they will be responsible. Your committee in first recommending the passage of this measure concurred cordially and unanimously in such recommendation, and they concur with equal cordiality and unanimity in this report.

D. W. SHARTS,

*Chairman of Com. on State Library.*

Report accepted and committee discharged.

The question being on the passage of the joint resolution,

Mr. A. J. Sawyer moved that the joint resolution be laid on the table;

Mr. Hamilton demanded the yeas and nays.

The demand was seconded, and the motion to lay on the table did not prevail, by yeas and nays, as follows:

#### YEAS.

Mr. Baldwin,	Mr. Nixon,	Mr. J. O. Sawyer,	Mr. Twadell,
Olark,	Norris,	Stanchfield,	Van Raalte,
Ferguson,	Norton,	Stephenson,	Walkinshaw,
Gibbs,	Prindle,	Stinchcomb,	Willett,
Hankerd,	Rork,	Thomson,	Wood,
Morrison,	A. J. Sawyer,	Turck,	Woodworth, 24

## NAYS.

Mr. Abbott,	Mr. Hawley,	Mr. Martin,	Mr. Smith,
Allman,	Hill,	Miller,	Stafford,
F. A. Baker,	Hopkins,	Mills,	Steele,
Billings,	Hoyt,	Mosher,	Stevens,
Cheney,	Ireland,	Parsons,	J. M. Turner,
Conely,	Jewell,	Palmer,	S. W. Turner,
Coon,	W. W. Johnson,	Phelps,	Valade,
Davis,	Keeler,	Reed,	Welker,
Eaton,	Kelley,	Robbins,	Winchell,
Edwards,	Lee,	Sackrider,	White,
Farr,	Little,	Sharts,	Yeomans,
Gies,	Markham,	Shetterly,	Speaker,
Hamilton,			

49

Mr. Norris moved that the joint resolution be made the special order for Friday, March 16 ;

Which motion did not prevail.

The question being on the passage of the joint resolution,

The same was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Edwards,	S. Johnson,	Mr. Shetterly,
Allen,	Elliott,	Kelley,	Smith,
F. A. Baker,	Farr,	Lee,	Stafford,
Brown,	Gies,	Little,	Steele,
Chase,	Gould,	Martin,	Stephenson,
Cheney,	Hamilton,	Mills,	Stone,
Clark,	Harrington,	Moore,	J. M. Turner,
Conely,	Hawley,	Parsons,	S. W. Turner,
Coon,	Hoyt,	Reed,	Welker,
Davis,	Ireland,	Robbins,	Winchell,
Dillmann,	Jewell,	Sharts,	White,
Eaton,			

45

## NAYS.

Mr. Allman,	Mr. Hill,	Mr. Nixon,	Mr. Stinchcomb,
N. Baker,	Hopkins,	Norris,	Thomson,
Baldwin,	W. W. Johnson,	Norton,	Turck,
Billings,	Keeler,	Palmer,	Twadell,
Canfield,	Knight,	Phelps,	Valade,
Orandell,	Laubach,	Prindle,	Van Raalte,
Curtiss,	Ludlow,	Rork,	Walkinstaw,
Dowling,	McArthur,	A. J. Sawyer,	Wood,
Ferguson,	Markham,	J. C. Sawyer,	Woodworth,
Gibbs,	Miller,	Stanchfield,	Yeomans,
Hankerd,	Morrison,	Stevens,	Speaker,
Hayes,	Mosher,		

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Pending the announcement of the vote

Mr. F. A. Baker moved that Mr. Billings be excused from voting ;

Which motion did not prevail.

Mr. Billings then voted as recorded above.



Mr. Hayes moved that Mr. Van Raalte be excused from voting ;

Which motion did not prevail.

Mr. Van Raalte then voted as recorded above.

Mr. A. J. Sawyer moved that Mr. Wood be excused from voting :

Which motion did not prevail.

Mr. Wood then voted as recorded above.

Mr. Van Raalte moved that Mr. Laubach be excused from voting ;

Which motion did not prevail.

Mr. Laubach then voted as recorded above.

Mr. Phelps moved that Mr. Kelley be excused from voting ;

Which motion did not prevail.

Mr. Kelley then voted as recorded above.

Mr. Stevens gave notice that, within the time prescribed, he would move to reconsider the vote by which the House refused to pass the last named joint resolution.

#### MESSAGE FROM THE GOVERNOR.

The Speaker announced the following :

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
*Lansing, March 8, 1877.* }

*To the House of Representatives :*

In compliance with the request of the House, I return herewith

House bill No. 117, entitled

A bill to amend an act entitled "An act to detach certain territory from the townships of Manistee and Stronach in the county of Manistee, and to organize such territory so detached into a township by the name of Filer," and to legalize certain action taken thereunder.

CHARLES M. CROSWELL.

On motion of Mr. Little,

The bill was laid on the table.

Mr. Palmer, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

Senate bill No. 68, entitled

A bill to amend section 5, of chapter 5, of act number 62 of the session laws of 1875, approved April 1st, 1875, entitled "An act granting and defining the powers and duties of incorporated villages ;"

Which motion prevailed.

On motion of Mr. Palmer,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Edwards,	Mr. Markham,	Mr. Stanchfield,
Allen,	Elliott,	Martin,	Steele,
Allman,	Farr,	Miller,	Stephenson,
F. A. Baker,	Gibbs,	Mills,	Stevens,
N. Baker,	Gould,	Morrison,	Stinchcomb,
Baldwin,	Hall,	Mosher,	Stone,
Billings,	Hamilton,	Nixon,	Thomson,
Brown,	Hankerd,	Norris,	Turck,

Mr. Canfield,	Mr. Hawley,	Mr. Parsons,	Mr. S. W. Turner,
Chase,	Hill,	Palmer,	Valade,
Cheney,	Hopkins,	Phelps,	Van Raalte,
Clark,	Hoyt,	Prindle,	Walkinshaw,
Conely,	Ireland,	Reed,	Willett,
Coon,	Jewell,	Robbins,	Winchell,
Crandell,	S. Johnson,	Rork,	White,
Curtiss,	W.W. Johnson,	Ross,	Wood,
Davis,	Knight,	Sackrider,	Woodworth,
Dillmann,	Laubach,	Sharts,	Yeomans,
Dowling,	Little,	Shetterly,	Speaker,
Eaton,	Ludlow,	Stafford,	
		NAYS.	79 0

Title agreed to.

On motion of Mr. Stanchfield,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Mills, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 324 (G. O. 175), entitled

A bill to incorporate the village of Vassar, subject to to the provisions of act No. 62 of the session laws of 1875, entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875;

Which motion prevailed.

On motion of Mr. Mills,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Morrison,	Mr. Stanchfield,
Allman,	Hall,	Nixon,	Steele,
F. A. Baker,	Hamilton,	Norris,	Stephenson,
N. Baker,	Hankerd,	Norton,	Stevens,
Baldwin,	Harrington,	Parsons,	Stinchcomb,
Billings,	Hawley,	Palmer,	Stone,
Canfield,	Ireland,	Phelps,	Thomson,
Cheney,	Jewell,	Prindle,	Turck,
Clark,	S. Johnson,	Reed,	S. W. Turner,
Conely,	W.W. Johnson,	Robbins,	Twadell,
Coon,	Keeler,	Rork,	Valade,
Crandell,	Knight,	Ross,	Van Raalte,
Curtiss,	Laubach,	Sackrider,	Walkinshaw,
Eaton,	Lee,	A. J. Sawyer,	Welker,
Edwards,	Little,	J. C. Sawyer,	Willett,
Elliott,	Ludlow,	Sharts,	Winchell,
Farr,	McArthur,	Shetterly,	White,
Fletcher,	Markham,	Smith,	Yeomans,
Gibbs,	Martin,	Stafford,	Speaker,
Gies,	Miller,		
		NAYS.	78 0

Title agreed to.

On motion of Mr. Mills,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Parsons,

The House took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the regular order of business.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 8, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 103, entitled

A bill to incorporate the village of Otisville, in the county of Genesee.

And inform the House that the Senate has amended the same by striking out all after the word "constituted," in line 8 of section 1, and inserting the following in lieu thereof: "a village corporate by the name of Otisville, by virtue of, and under the provisions of act No. 62 of the session laws of 1875, entitled 'An act granting and defining the powers and duties of incorporated villages,' approved April 1, 1875;"

SEC. 2. The first election for officers of said village shall be held on the first Monday of May, A. D. 1877, at the public hall in said village, notice of which shall be posted in three public places in said village, by the board of registration hereinafter appointed, at least ten days previous thereto.

SEC. 3. On the Saturday previous to the first Monday of May, A. D. 1877, George Reed, Matthew McCormick, and Christian E. Osborn shall act as a board of registration, and shall meet at such place as said board shall designate, for the purpose of registering the names of the legal voters of said village, due notice of which shall be given by said board in the manner provided in the preceeding section.

SEC. 4. The amount of taxation for the purposes provided for in sections 1 and 2 of chapter 9 of the general law, referred to in the first section of this act, is hereby restricted for said village of Otisville, to one per centum of the assessed valuation of all the real and personal and personal property liable to taxation in said village.

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. Willett,

The bill was laid on the table.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, March 8, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to return to the House the following bill :

House bill No. 1 (printed No. 55) entitled

A bill to facilitate the organization of mutual benefit and coöperative associations within this State,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, /  
Lansing, March 8, 1877. (

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bills :

1. Senate bill 118, entitled

A bill to amend act number 123 of the session laws of 1873, the same being an act to amend act number 154 of the session laws of 1871, entitled "An act to authorize proceedings by garnishment in the circuit courts and in the district court of the Upper Peninsula," approved March 16, 1861, being section 6465 of the compiled laws of 1871.

2. Senate bill No 83, entitled

A bill to provide a contingent fund for certain township purposes.

3. Senate bill No. 117, entitled

A bill to provide for the collection of damages sustained by reason of defective bridges, culverts, sidewalks, or crosswalks, upon the public streets of incorporated cities and villages ;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The third named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, March 8, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to re-return to the House the following bill:

House bill No. 77 (printed No. 37), entitled

A bill to detach town No. 31 north, of range 5 west, from the present township of Central Lake, in the county of Antrim, and to attach the same to the township of Jordan in said county.

Which the Senate amended by striking out in line 2 of section 1 the figures “(31)” and “(5.)”

In which amendment the House refused to concur, and now to inform the House that the Senate recedes from said amendment.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 8, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 105, entitled

A bill to regulate the time for holding the annual meeting and the manner of electing trustees in Union school district No. 1, of the city of Jackson;

2. Senate bill No. 115, entitled

A bill to incorporate the city of Cadillac, and repeal act No. 336 of the session laws of 1875, approved April 22, 1875;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on education.

The second named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Turck, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 450 (G. O. 143), entitled

A bill to authorize the town board of the township of Byron, in the county of Kent, to lease the upper story of the town hall of said township to Halcyon Lodge No. 244 of the Independent Order of Odd Fellows;

Which motion prevailed.

On motion of Mr. Turck,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Fletcher,	Mr. Martin,	Mr. Stanchfield,
Allman,	Gould,	Miller,	Steele,
F. A. Baker,	Hall,	Moore,	Stephenson,
N. Baker,	Hamilton,	Morrison,	Stevens,
Baldwin,	Hankerd,	Mosher,	Stinchcomb,
Billings,	Harrington,	Nixon,	Stone,
Brown,	Hawley,	Norris,	Thomson,
Canfield,	Hayes,	Norton,	Turck,
Chase,	Ireland,	Parsons,	S. W. Turner,
Cheney,	Jewell,	Palmer,	Twadell,
Clark,	S. Johnson,	Reed,	Valade,
Conely,	W. W. Johnson,	Robbins,	Van Raalte,
Coon,	Keeler,	Rork,	Walkinshaw,
Orandell,	Kelley,	Ross,	Welker,
Curtiss,	Knight,	Sackrider,	Willetts,
Davis,	Laubach,	A. J. Sawyer,	Winchell,
Dillmann,	Lee,	J. C. Sawyer,	White,
Dowling,	Little,	Sharts,	Wood,
Eaton,	Ludlow,	Shetterly,	Woodworth,
Elliott,	McArthur,	Smith,	Yeomans,
Farr,	Markham,	Stafford,	Speaker, 84

## NAYS.

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Title agreed to.

On motion of Mr. Turck,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## THIRD READING OF BILLS.

House bill No. 55 (G. O. 51), entitled

A bill making appropriations for the current expenses of the State Normal School,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Allen moved to amend the bill by striking out the words "eighteen thousand three hundred," in lines 2 and 3, and inserting in lieu thereof, in each line, the words "seventeen thousand eight hundred;"

Mr. Hamilton moved to amend the amendment by making the sum appropriated "seventeen thousand three hundred dollars" for each year;

Mr. Billings demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The question being on the amendment to the amendment;

The same was agreed to.

The question being on agreeing to the amendment as amended,

The same was agreed to, two-thirds of all the members elect voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Markham,	Mr. Stanchfield,
Allen,	Gibbs,	Martin,	Steele,
Allman,	Gies,	Mills,	Stephenson,
F. A. Baker,	Hall,	Moore,	Stevens,
Baldwin,	Hamilton,	Morrison,	Stinchcomb,
Billings,	Harrington,	Mosher,	Stone,
Brown,	Hawley,	Norris,	Turck,
Chase,	Hayes,	Norton,	S. W. Turner,
Cheney,	Hill,	Parsons,	Twadell,
Clark,	Hopkins,	Palmer,	Valade,
Conely,	Ireland,	Reed,	Van Raalte,
Coon,	Jewell,	Robbins,	Walkinshaw,
Crandell,	S. Johnson,	Rork,	Welker,
Curtiss,	W. W. Johnson,	Ross,	Willetts,
Davis,	Keeler,	Sackrider,	Winchell,
Dillmann,	Kelley,	A. J. Sawyer,	White,
Eaton,	Laubach,	J. C. Sawyer,	Woodworth,
Edwards,	Lee,	Sharts,	Yeomans,
Elliott,	Ludlow,	Smith,	Speaker,
Farr,	McArthur,	Stafford,	79

## NAYS.

Mr. N. Baker,	Mr. Gould,	Mr. Knight,	Mr. Shetterly,
Canfield,	Hankerd,	Nixon,	Thomson,
Dowling,			9

Pending the announcement of the vote,

Mr. Steele moved that Mr. Little be excused from voting ;

Which motion prevailed.

Mr. Turck moved that Mr. Wood be excused from voting ;

Which motion prevailed.

Mr. Hopkins moved that Mr. Hoyt be excused from voting ;

Which motion prevailed.

Title agreed to.

On motion of Mr. Allen,

By a vote of two-thirds of all the members elect, the bill was ordered take immediate effect.

## MOTIONS AND RESOLUTIONS.

Mr. Hopkins offered the following resolution :

*Resolved*, That any and all bills making appropriations be held from their third reading until all the appropriation bills before this House be considered in the committee of the whole ; that all such bills favorably recommended by such committee shall be made the special order for some future day.

On motion of Mr. Wood,

The resolution was laid on the table.

Mr. Hawley moved to take from the table

House bill No. 264, entitled

A bill to provide for the bringing of joint suits by fellow workmen ;

Which motion prevailed.



On motion of Mr. Hawley,  
The bill was ordered printed, referred to the committee of the whole, and placed on the general order.  
Mr. Brown moved to take from the table  
House bill No. 368, entitled  
A bill to enable the qualified voters of Hillsdale county to determine by ballot whether spirituous or fermented liquors shall be sold or used as a beverage in said county;  
Which motion prevailed.  
On motion of Mr. Brown,  
The bill was ordered printed, referred to the committee of the whole, and placed on the general order.  
Mr. Hamilton gave notice that he would, within the time prescribed, move to reconsider the vote by which the House took from the table  
House bill No. 264, entitled  
A bill to provide for the bringing of joint suits by fellow workmen.  
On motion of Mr. Hoyt,  
The House adjourned.

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*Lansing, Saturday, March 10, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Clark.

Roll called: quorum present.

Absent without leave, Messrs. Hankerd, Martin, and J. M. Turner.

Mr. Little asked and obtained leave of absence for himself from to-day until the 13th.

Mr. Elliott asked and obtained leave of absence for himself for Monday A. M. .

Mr. Welker asked and obtained leave of absence for Mr. Martin until the 13th.

Mr. Abbott asked and obtained leave of absence for Mr. Gould after this A. M. until the 13th.

Mr. N. Baker asked and obtained leave of absence for himself after this A. M. until the 13th.

Mr. Keeler asked and obtained leave of absence for Mr. Walkinshaw from this A. M. until the 13th.

Mr. Mills asked and obtained leave of absence for himself from this A. M. until the 13th.

Mr. Mosher asked and obtained leave of absence for Mr. Hankerd until the 13th.

Mr. Allman asked and obtained leave of absence for Mr. Dowling from this A. M. until the 13th.

Mr. Harrington asked and obtained leave of absence for Mr. Moore and himself until the 13th.

Mr. Norton asked and obtained leave of absence for himself for Monday.

On motion of Mr. Sharts,

The rules were suspended, two-thirds of all the members present voting therefor, and he was allowed to offer the following resolution :

*Resolved*, That when this House adjourn it be until two o'clock Monday afternoon, the 12th inst.

Mr. Welker demanded the yeas and nays.

The demand was seconded, and pending the taking of the vote on the adoption of the resolution,

Mr. Wood moved to amend by making the time Monday at 8:30 P. M. ;

Pending which,

On motion of Mr. Van Raalte,

The resolution was laid on the table.

Mr. Baldwin asked and obtained leave of absence for himself until the 13th.

Mr. Sackrider asked and obtained leave of absence for himself for Monday.

Mr. Hayes asked and obtained leave of absence for himself for Monday.

Mr. Sharts asked and obtained leave of absence for himself after to-day until the 13th.

Mr. Hawley asked and obtained leave of absence for himself for Monday.

Mr. Conely asked and obtained leave of absence for Mr. F. A. Baker and himself for Monday.

Mr. Dillmann asked and obtained leave of absence for himself after to-day until the 13th.

Mr. Gies asked and obtained leave of absence for Mr. Coon and himself until the 13th.

#### PRESENTATION OF PETITIONS.

No. 684. By Mr. Gies: Remonstrance of Jacob Houghton and 115 others, against the passage of Senate bill No. 67 to amend an act to incorporate the village of Michigammi;

Referred to the committee on municipal corporations.

No. 685. By Mr. W. W. Johnson: Petition of W. T. Barnes, M. Cramiger, H. Bell and others, asking for a law to fix the amount of a bushel of apples;

Referred to the committee on State affairs.

No. 686. By Mr. W. W. Johnson: Petition of H. Kniffin, S. R. Hicks, P. Clyne and others, asking for a law admitting ladies to the Agricultural College;

Referred to the committee on Agricultural College.

No. 687. By Mr. W. W. Johnson: Petition of M. Whitney, O. H. Hall, H. H. Proctor, and others, asking that the county superintendency be not restored;

Referred to the committee on education.

No. 688. By Mr. W. W. Johnson: Petition of C. E. Haviland, B. E. Riebard, C. Morse, and others, asking for a law regulating freights on railroads;

Referred to the committee on railroads.

No. 689. By Mr. W. W. Johnson: Petition of P. E. Campau, W. W. Mil-lark, S. Steele, and others, asking for a law on interest that it do not exceed seven per cent;

Referred to the committee on State affairs.

No. 690. By Mr. Conely: Resolution of the Detroit common council, relative to the division of Wayne county.

On demand of Mr. Conely,  
The resolutions were read at length and spread at large on the journal, as follows:

## COMMON COUNCIL PROCEEDINGS, FEBRUARY 2, 1877.

[Resolution.]

By Ald. Dunlap:

*Whereas*, The board of supervisors of Wayne county did on the 29th of October, 1875, adopt a resolution favoring a division of said county; and,

*Whereas*, Petitions are now in circulation in the country towns in favor of such division; therefore,

*Resolved*, That this council do heartily concur in said movement, and unite in asking the legislature to pass a bill to divide the county, provided that the rights and interests of the city of Detroit are properly protected in such bill.

Laid on the table for one session.

## COMMON COUNCIL PROCEEDINGS, FEB. 6, 1877.

Ald. Dunlap moved to take from the table a resolution offered by himself, referring to the division of the county of Wayne.

Carried.

Ald. Dunlap moved the adoption of the resolution.

Carried.

All the Aldermen voting therefor.

CITY CLERK'S OFFICE, }  
Detroit, March 6, 1877. }

I hereby certify that the annexed printed resolution is a true copy of a resolution adopted by the common council on the 6th day of February A. D. 1877, and approved by the Mayor of said city on the 9th day of February A. D. 1877; that I have compared the same with the original, and also with the record of said council, and that the same is the whole of said resolution.

Witness my hand and the corporate seal of said city of Detroit the day and year first above written.

CHARLES H. BORGMAN, *City Clerk*.

Referred to the committee on municipal corporations.

No. 691. By Mr. Norris: Petition of A. Blackney, R. B. Gates and 40 others, citizens of Washtenaw county, for the passage of a law requiring the railroads operating within this State to establish a uniform maximum rate for freight within this State;

Referred to the committee on railroads.

No. 692. By Mr. Norris: Petition of A. Blackney and 20 others, citizens of Washtenaw county, relative to the subject of interest;

Referred to the committee on State affairs.

No. 693. By Mr. Norris: Remonstrance of W. H. Calkins and 30 other citizens of Washtenaw county, against the re-establishment of the county superintendency of schools;

Referred to the committee on education.

No. 694. By Mr. Norris: Petition of A. Blackney, John Cook, and 30 other citizens of Washtenaw county, asking for the passage of a law defining a bushel of apples by weight;

Referred to the committee on State affairs.

## REPORTS OF STANDING COMMITTEES.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred

House bill No. 601, entitled

A bill to detach certain territory from the present townships of Bear Creek and Little Traverse in the county of Emmet, and to organize the same into a separate township to be called Etna,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to detach certain territory from the present townships of Bear Creek and Little Traverse, in the county of Emmet, and to organize the same into a separate township to be called Etna,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Jewell,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on insurance :

The committee on insurance, to whom was referred

Senate joint resolution No. 10, entitled

A joint resolution requesting the Commissioner of Insurance to confer with Commissioners of Insurance in other States, and to prepare and present to the next Legislature, in January, 1879, a form of law to govern life insurance companies doing business in this State ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on insurance :

The committee on insurance, to whom was referred

Senate bill No. 70, entitled

A bill to amend act No. 82 of the session laws of 1873, approved April 15, 1873, by adding one new section thereto to stand as section 22, providing for the organization of mutual fire insurance companies to insure property in cities and villages exclusively,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Robbins,

The House concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on insurance :

The committee on insurance, to whom was referred

House bill No. 328, entitled

A bill to amend section 21 of an act relative to the organization and powers of fire and marine insurance companies transacting business within this State, approved April 3, 1869, being compiler's section 2985, chapter 99, of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on insurance :

The committee on insurance, to whom was referred

House bill No. 200, entitled

A bill to amend section 1 of act No. 82 of the session laws of 1873, relative to mutual fire insurance companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on insurance :

The committee on insurance, to whom was referred ,

House bill No. 419, entitled

A bill to amend section 23 of chapter 99 of the compiled laws of 1871, being compiler's section 2987, relative to the capital of foreign fire insurance companies doing business in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on military affairs :

The committee on military affairs, to whom was referred

House bill No. 438, entitled

A bill to authorize the enlistment, organization, equipping, and mustering into the State service a military company at the city of Mason, in the county of

Ingham, and State of Michigan, to be attached to the second regiment of State troops,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

STANLEY W. TURNER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House bill No. 446, entitled

A bill to amend an act entitled an act for the re-organization of the military forces of the State of Michigan by repealing section 2 of chapter 18 of the compiled laws of 1871, being compiler's section 829,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

STANLEY W. TURNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Crandell,

The bill was laid on the table.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House bill No. 513, entitled

A bill to authorize the enlistment, organization, equipping and mustering into the State service a military company at the village of Dexter, in the county of Washtenaw and State of Michigan, to be attached to the First Regiment of State troops,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

STANLEY W. TURNER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the majority of the committee on judiciary:

The majority of the committee on judiciary, to whom was referred

House bill No. 272, entitled

A bill to repeal act No. 69 of the session laws of 1875, entitled "An act to organize the county of Gladwin," approved April 8th, 1875, and to annex the territory forming said Gladwin county to Midland county,

Respectfully report that they have had the same under consideration, and a majority of them have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.



On motion of Mr. Hoyt,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 118, entitled

A bill to amend act number 123 of the session laws of 1873, the same being an act to amend act number 154 of the session laws of 1871, entitled "An act to authorize proceedings by garnishment in the circuit courts and in the district court of the Upper Peninsula," approved March 16, 1861, being sections 6465 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 43, entitled

A bill to provide for the adjudication of claims against deceased persons, and for the payment thereof, and of legacies, and to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60 and 61 of chapter one hundred and fifty-eight (158), of the compiled laws of 1871, being compilers' sections 4420, 4421, 4422, 4423, 4424, 4425, 4426, 4427, 4428, 4429, 4430, 4431, 4432, 4433, 4434, 4535, 4436, 4437, 4438, 4439, 4440, 4441, 4442, 4443, 4444, 4445, 4446, 4447, 4448, 4449, 4450, 4451, 4452, 4453, 4454, 4455, 4456, 4457, 4458, 4459, 4460, 4461, 4462, 4463, 4464, 4465, 4466, 4467, 4468, 4469, 4470, 4471, 4472, 4473, 4474, 4475, 4476, 4477, 4478, 4479, 4480,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The bill was laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred the bills of the committee on fisheries, and also the bills of the special committee on the trespass investigation,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and refer the House to "An act which provides for paying expenses authorized to be incurred by the



Legislature," chapter 2 of compiled laws of 1871, page 99, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE. *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Allman,

The several accounts were referred to the committees from which they were respectively reported.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 553, entitled

A bill to consolidate Wenona, Banks, and Salzburgh, to be known as the city of West Bay City, when incorporated.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Billings,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 421, entitled

A bill for the relief of James Moore, Sen., of Sanilac county,

Respectfully report that they have had the same under consideration, and have directed me to report to the House, that Mr. James Moore, Sen., has no legal claims for compensation against the State for services performed. The committee regret that inducements have been held out by members of previous Legislatures to encourage said Mr. Moore to make his biennial pilgrimages to Lansing for four successive sessions of Legislatures, with the hope of getting an appropriation for time spent in making these journeys and lobbying the Legislature for measures in his own interest and the interest of his neighbors in Sanilac county; and also regret that members of this Legislature are holding out the same delusive encouragements to Mr. Moore that he is entitled to compensation by the State, but we trust that no further inducements will be offered to him, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Welker,

The further consideration of the bill was indefinitely postponed.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 490, entitled

A bill to provide for the examination of the accounts of officers receiving and disbursing public moneys.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment,

and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was recommitted

House bill No. 37, entitled

A bill to prohibit the sale of goods and merchandise in sealed packages,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The question being on the passage of the bill, pending the taking of the vote on the passage thereof,

Mr. Harrington moved to amend the bill by adding thereto the following to stand as section 2:

SEC. 2. Any corporation operating a railroad or other public conveyance which shall permit the sale or offering for sale of packages or property forbidden by section one of this act, shall be liable to pay a penalty of one hundred dollars for each offense, which may be recovered in the name of the people of this State in an action of debt against such corporation;

Which motion prevailed, two-thirds of all the members elect voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Ludlow,	Mr. Stafford,
Allen,	Gibbs,	McArthur,	Steele,
Allman,	Gould,	Markham,	Stephenson,
F. A. Baker,	Hall,	Miller,	Stevens,
N. Baker,	Hamilton,	Mills,	Stinchcomb,
Billings,	Harrington,	Moore,	Stone,
Brown,	Hayes,	Morrison,	Thomson,
Canfield,	Hill,	Mosher,	Turck,
Chase,	Hopkins,	Nixon,	Twadell,
Cheney,	Howland,	North,	Van Raalte,
Clark,	Ireland,	Parsons,	Walkinshaw,
Conely,	Jewell,	Palmer,	Welker,
Crandell,	S. Johnson,	Phelps,	Winchell,
Curtiss,	W. W. Johnson,	Rork,	White,
Dowling,	Keeler,	Ross,	Wood,
Eaton,	Knight,	Sackrider,	Woodworth,
Edwards,	Laubach,	J. C. Sawyer,	Yeomans,
Elliott,	Lee,	Sharts,	Speaker,
Farr,	Little,	Shetterly,	

## NAYS.

Mr. Coon,  
Hawley,Mr. Kelley,  
Norris,Mr. Reed,  
Robbins,

Mr. Willett,

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Title agreed to.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House joint resolution No. 41, entitled

Joint resolution authorizing and directing the Commissioner of the State Land Office to issue patents of certain indemnity State swamp lands to John Heaphey, of Cheboygan county, upon the payment of one dollar and twenty-five cents per acre,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and asked to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the majority of the committee on State affairs:

The majority of the committee on State affairs, to whom was referred

House bill No. 94, entitled

A bill to provide for the appointment of a special commission to report modifications of the tax laws and laws relating to conveyances:

Respectfully report that they have had the same under consideration and a majority of them have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to provide for the appointment of a special commission to report modifications of the tax law and laws relating to conveyances,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Billings,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on manufactures:

The committee on manufactures, to whom was recommitted

Senate bill No. 13, entitled

A bill supplementary to an act entitled "An act for the encouragement of agriculture, manufactures, and the mechanic arts," approved March 16, 1849,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

G. B. MARKHAM, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Markham,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on the University:

The committee on the University, to whom was referred the following preamble and resolution offered by Mr. Billings of Genesee, and which passed the House by a unanimous vote:

*Whereas*, It is alleged the hospital in connection with the medical department of the University of Ann Arbor has been taken possession of by the Dean and Professors of one medical school in said University, and that the Dean and Professors of the other medical school are excluded therefrom and allowed no privileges or patients therein; therefore,

*Resolved*, That the committee on University of this House are hereby instructed to inquire into the facts concerning said allegation, and report to this House whether such facts exist and what remedy, if any, can be applied to give equal rights and privileges to all concerned.

Respectfully report that they have had the same under consideration, and in accordance with the instruction therein contained proceeded at once to address a letter of inquiry to the President, Dean Palmer of the Department of Medicine and Surgery, Dean Jones of the Homeopathic Medical College of the University, and Professor Frothingham connected with the hospital referred to in said resolution, to which the following replies have been received and are herewith attached to this report:

UNIVERSITY OF MICHIGAN, )  
Ann Arbor, March 1, 1877. )

DEAR SIR,—I have received your letter of the 26th ult., and the enclosed resolution of the House, inquiring for facts concerning an allegation that “the hospital in connection with the Medical Department of the University at Ann Arbor has been taken possession of by the Dean and Professors of one Medical School in said University, and that the Dean and Professors of the other Medical School are excluded therefrom and allowed no privileges or patients therein.”

You ask me for a simple statement of the facts called for by the resolution, as I understand them, and I cheerfully comply with your request.

For years a small hospital has been maintained here in connection with the Medical Department. The professors in that department have cared for the patients, and under the Regents have had the general supervision of the hospital. They have long desired an enlargement of the hospital, which was too small to accommodate the applicants for admission. At their urgent solicitation two years ago the Regents directed the attention of the Legislature to the need of ampler hospital accommodations. This was before the passage of the bill establishing a Homeopathic College.

The Legislature made an appropriation of \$8,000 for the hospital building. My impression is that it did not occur to any of the Regents, while we were arranging plans for the building, that it was to be regarded in any other light than as an enlargement of or addition to the old hospital, or that it was to be used except in connection with the old medical school. They appointed as a committee to mature the plans the chairman of their committee on buildings and grounds, the Secretary of the Board, and two professors in the old medical school. Indeed, there were no professors of the Homeopathic school on the

ground, when the plans of the pavilions were selected. When the buildings were completed, with the full understanding of the Regents, the general charge of the hospital was confided to the Faculty of the old medical school.

I am not aware that any formal request has ever been made to me, or to the Faculty of the old medical school, or to the Board of Regents by the Homeopathic Faculty, for the privilege of treating patients in the hospital. Informally some of the professors and some other Homeopathic physicians have at various times in my hearing expressed the very natural and reasonable wish that they might have some hospital accommodations, either in these pavilions or in one erected for them. And my recollection is that when such conversations have been held, the Regents who have taken part in them have expressed the opinion that it might lead to serious practical embarrassments to admit both faculties to the same hospital. As at the establishment of the Homeopathic school there were thought to be so many dangers of friction and collision, even from the presence of students of two medical schools in the same lecture rooms, it was deemed by all, I think, a matter of common prudence, at that time, to avoid the further peril of having two disagreeing faculties in the room where sick persons were to receive treatment.

I think, in view of these facts, that if it is meant by the preamble you inclose that the hospital "has been taken possession of by the Dean and professors of one medical school," without due authority on their part, the allegation is entirely unfounded. They have merely done what they had every reason to suppose the Regents desired them to do, and the Regents have in this matter undoubtedly done what they deemed best for the interests of the University and the State.

Yours very respectfully,

JAMES B. ANGELL.

To the HON. C. B. MILLS, *Chairman of House Com. on the University.*

UNIVERSITY OF MICHIGAN, }  
Ann Arbor, March 2, 1877. }

HON. C. B. MILLS, *Chairman of the House Committee on the University:*

DEAR SIR—I have the honor of acknowledging the receipt of your note calling attention to a preamble and resolution of the House of Representatives of which you are a member, in which it is said to be "alleged that the hospital in connection with the medical department of the University at Ann Arbor has been taken possession of by the Dean and professors of one medical school in said University, and that the Dean and professors of the other medical school are excluded therefrom, and allowed no privileges or patients therein;" and you ask for a statement of the facts in regard to the matter, as I understand them. The language of the allegation which is said to have been made (by whom does not appear) seems to imply some usurpation on the part of the Dean and professors of one medical school, depriving the other of their wishes, demands, or rights. There is at least an insinuation of some impropriety on the part of those who have the care and labor of attendance upon the patients in the hospital. That care and labor devolves upon the professors of the "College of Medicine and Surgery," or the so-called regular school, and they are therefore implicated by this public insinuation. A simple statement of the facts bearing upon the case must relieve the Faculty from the implication.

The hospital connected with the University was established by the Regents and put in charge of the Faculty, who now have charge of it, several years



ago, when this Faculty alone constituted the Medical Department of the University, and one of the former professors' houses on the University grounds was appropriated to its use. This building becoming too small, and otherwise unsuitable for the patients applying for admission, a request was made of the Regents by this Faculty for additional buildings; and by the Regents the Legislature was applied to, and at the session of 1875 an act was kindly passed by that body, appropriating \$5,500 for the construction of a hospital, and \$2,500 for its equipment, provided the citizens of Ann Arbor should first contribute and deposit with the Treasurer of the University \$4,000 for aiding in the work. The expenditure of the money, and the farther organization and control of the hospital was put in the hands of the Regents.

In carrying out the provisions of this act the Regents appointed a committee consisting of one of their number, Regent Climie, as chairman—the other members being the secretary of the Board, H. D. Bennett, and Professors Maclean and Dunster, members of the so called "Old School" Faculty, who were "empowered and instructed" to adopt plans and proceed with the erection and equipment of the enlarged hospital.

Under this resolution of the Regents the work was accomplished, and the management of the hospital was continued in the hands of the Faculty of the College of Medicine and Surgery.

During the same session of the Legislature that body passed an act authorizing the Board of Regents to establish a "Homœopathic Medical College" as a "branch or department" of the University, locating it at "the city of Ann Arbor," and making provision for its support.

By the terms of the bill, as will be seen by reference to it, this Homœopathic institution was made a distinct "College of Homœopathy" as a "Branch" or "Department" of the University—no provision being made in the act for any connection whatever with the "College of Medicine and Surgery" (the legal title of the old or so-called "Regular School") the only specification being that it was to be "located at the city of Ann Arbor."

It has been stated by members of the Legislature of 1875, and is believed to be the fact, that those who took the most active interest in the act establishing this Homœopathic Branch, intended there should be no connection between it and the College of Medicine and Surgery—not more, if as much, as between the latter and the departments of Literature and the Arts, or of Law, for these three departments of Literature and the Arts, of Law and of Medicine, were provided for in the organic law establishing the University, and were made unitedly its necessary constituent parts; while the "Homœopathic Medical College" or Branch was created by the act of 1875, or rather was allowed to be established by the Regents as a Department of the University.

It has further been said, and is believed to be the fact, that it was expressly understood between the President of the University and members of the Board of Regents, and those who consulted with them and acted in the interests of the Homœopaths, that the hospital was to be under the care, as it had been before, of the faculty of the College of Medicine and Surgery, and that if the Homœopaths had a hospital they must procure a separate establishment, and certainly the Professors of the so-called Regular School have understood from all the acts and statements of the Regents on the subject, that it was their duty, as a part of their professorial work, to take charge of the patients in the hospital,—and until they saw the action of the House which it has been your duty to transmit to them, they had not the slightest knowledge that it was expected

or desired that the Professors of the new schools should share the labors and responsibilities with them.

I can most positively say that no one has made such a request of me, either personally or as Dean of the Faculty, or member of the Hospital Committee, and I know of no one of the Faculty of whom such a request has been made. There has, therefore, been no opportunity to "exclude" the Dean and Faculty of the other School from the Hospital, or to not "allow them privileges" in it.

Whatever may have been the reason for their not making such a request—whether because of the understanding as to who was to perform the labor of the hospital, or whether they have had no patients desiring to come into it; or whether they did not themselves desire to come in; or whether they kindly refrained from bringing more disfavor upon the older college and thus interfering with its prosperity further than their present relations have done, certain it is, that no such request, directly or indirectly, has come from them to us.

As the Board of Regents are made by the Constitution and the laws of the State responsible for the management of the University, and as this hospital was placed and continued under their control, they and not the "Dean and Professors of one School" should be held accountable if any mistake has been made in not bringing the "Dean and Professors of the other School" into the hospital service.

And so far from any mistake having been made in this direction, if the view herein taken of the letter of the law establishing the Homœopathic School, and of the intention of those who passed it, be correct, it would seem rather that, with however good intentions, the mistake may have been in establishing any connection, however remote, between the irreconcilable schools. That this is the almost universal judgment of the members of the so-called regular medical profession, has become painfully evident in the action of numerous medical societies, national, State, and local, and in the efforts which have been and still are made to disparage the diploma of our graduates, and to dissuade students from entering our school. That its prospects and its success, its income and its usefulness have been greatly jeopardized and impaired, is a matter but too clearly demonstrated; and any closer union would, it is feared, but increase the evils.

Besides the effect upon the opinions and conduct of the members of the medical profession, upon whose favor the college depends for patronage and support, the practical inconvenience of having physicians, students, and patients pursuing antagonistic methods in the same hospital, can be fully appreciated only by those acquainted with hospital management, who understand the arrangement of the present building, and the great importance of unity, harmony and confidence in such an institution, and who understand the intense antagonisms,—the essential incompatibility of the two methods of practice attempted to be brought together.

To say nothing of the influence of the different sets of physicians and students in the same hospital upon the patients, the patients themselves mingling together as they necessarily would,—the adherents of each system disparaging, denouncing, or ridiculing the treatment the adherents of the other method are undergoing, must impair, if not destroy that confidence which is an essential element of the most successful results.

These and like considerations, appreciated as they must be by intelligent men, have doubtless influenced the Board of Regents in not inviting the homœopathic professors to take a part in the management of the hospital.

The faculty of the College of Medicine and Surgery, confident in the triumph



of reason and common sense where ignorance can be removed and error exposed, so far as they are personally concerned, would court comparisons of their doctrines, their methods, and their success. They have no special dogmas to maintain, and no particular or sectarian system to uphold; but are seeking for scientific truth by methods of common sense, and are ever ready and are constantly embracing new facts and principles whenever they commend themselves to their judgments as truths. They see, however, grave difficulties in the way of mingling radically opposing opinions and methods in the same institution, whether a college or a hospital. The mingling in a college in the present state of professional sentiment imperils its standing and success, and the mingling in a hospital must be detrimental to the interests of the patients. The faculty, willing to make sacrifices where an evident good is to be attained, are nevertheless desirous of peace, of the confidence and approval of their professional brethren, and above all they are desirous of the prosperity of the Medical School which some of them have devoted a long professional life to build up and sustain.

It is the judgment of those whose opinions are entitled to the greatest respect, that the interests of both medical schools, the interests of the University as a whole, and the interests of the people of the State, require a separation rather than a closer connection of the College of Medicine and Surgery, and that of Homœopathy.

Very truly yours, etc.,

A. B. PALMER,

*Dean of the College of Medicine and Surgery in the University of Michigan.*

ANN ARBOR, February 28, 1877.

*Hon. Chas. B. Mills:*

MY DEAR SIR,—In reply to your communication of the 26th inst. I will say that so far as I know the Dean and professors of the Homeopathic College have made no request to be admitted into the hospital. At any rate, as a member of the hospital committee, I have received no formal notice of any such request, nor have I understood that any such request was made by them of the Board of Regents.

Our Faculty took possession of the hospital because we understood that the appropriation was made for a hospital in connection with the medical department of the University. We at that time received no intimation that it was designed also for the use of the Homeopathic College. On the contrary, it was affirmed, on the authority, I believe, of Dr. H. F. Thomas, a member of the Legislature making the appropriation, that it was the design of the Legislature to establish the Homœopathic College *entirely* separate and distinct from the medical department.

On the strength of this assertion the Regents and Faculty of our department have been severely censured by the medical profession of this and other States for entering into the present arrangement by which the students of the new college are allowed to attend lectures and clinics in our department. We have been accused of conniving at this introduction of irregular medicine into the University. This accusation, industriously circulated by those interested in other medical colleges, real and *prospective*, has excited much unjust prejudice against our school, and has affected injuriously its prosperity.

Under these circumstances it seemed to us that our duty consisted in attending to the needs of our patients and instructing our students, and not in inviting further complications with Homœopathy. Indeed, while the building may

accommodate more inmates, there is scarcely sufficient bedding and other furniture to provide for our own patients; and while we have no desire to monopolize the hospital, we believe that the subject of its division is one that requires a careful consideration, and believe that when so considered by your committee and the Regents it will be so adjusted as to be fair to all parties and consistent with the best interest of the University.

Very truly yours,

G. E. FROTHINGHAM.

ANN ARBOR, February 28, 1877.

HON. C. B. MILLS, *Chairman House Committee, etc.*:

MY DEAR SIR,—Your favor is at hand and contents noted. Last winter Prof. S. H. Douglas, during a lecture informed the joint medical class that by his efforts at Lansing he had obtained the appropriation for the hospital, “across the threshold of which no Homœopath shall ever pass.”

This utterance was never repudiated or in any manner modified by any other member of the Faculty of the Department of Medicine and Surgery.

Under the circumstances the Faculty of the Homœopathic Medical College of the University very naturally understood this utterance as defining the “situation” in regard to the hospital; and up to this date they know of nothing that impairs the validity of their conclusion.

Since the passage of the Hon. Mr. Billings’ resolution one member of the Faculty of the Department of Medicine and Surgery has expressed himself as being desirous that we should have a fair chance in the hospital, etc.

It is at least possible, sir, that nothing but the *characteristic modesty* of the “regular” Faculty has kept Homœopathy out of the hospital—they not desiring an opportunity to demonstrate the great superiority of their system by a comparison with ours. Be kind enough to give them the benefit of the doubt.

I have the honor to remain

Your obedient servant,

SAM’L A. JONES,

*Dean Homeopathic Medical College.*

From a careful examination of this correspondence and other evidence, the following facts appear:

*First.* That on the passage of the bill providing for the erection of a hospital at Ann Arbor in connection with the University, and after the erection of said building, persons filling prominent positions took pains to create the impression that it was built for the exclusive use of the department of medicine and surgery, and to be used solely by it for clinical work and instruction.

*Second.* This view of the matter appears to have been entertained by the Board of Regents, or at least to have been encouraged by them.

*Third.* That the generally received opinion at the University appears to have been in accord with these frequently expressed ideas.

*Fourth.* That the professors and friends of the Homeopathic college believed that the peculiar utterances of the friends of the other medical school fully defined the situation, and refrained from claiming any rights or privileges in the hospital building.

*Fifth.* It is equally plain that some of the friends of the “regular school” would regard the entrance of a professor of any other school into this building for clinical purposes as a calamity for which Providence has prepared no adequate remedy, and a stench for which the distinguished “chemical laboratory”

has no sufficient disinfectant, while others of the same school are evincing a broadness of views and ripeness of scholarly and gentlemanly qualities worthy of all praise.

Your committee after a diligent and careful examination of the matter, are satisfied that very serious misapprehensions, to use the mildest terms, have prevailed in regard to the Hospital building and its intended uses.

The act providing for the building in question, was not passed by the Legislature till after the act providing for the Homeopathic College "as a department of the University," and the friends of the latter would not support it unless in express terms it should be "in connection with the University of Michigan," and not merely for the use of the department of medicine and surgery as has all along been assumed.

When, therefore, one medical department of the University took possession of and assumed exclusive control over these pavilions and excluded the other, it matters not by whose direction, it was in direct contravention of the spirit and terms of the act making the appropriation therefor. Nor does it seem so very difficult to appropriate some space in a building, not half of the room of which is occupied, for a few patients of another school who may desire attendance, and for clinical instruction to a few students.

It seems also to your committee that the expense of such an arrangement is greatly exaggerated.

If the same persons who make broth and toast, or who sweep and wash the floors, or even give the medicines in cases and wards of one school, cannot be trusted to do the same in the wards of the other,—at least if none can be found who can be so trusted among Americans,—it is respectfully suggested that Chinamen might be employed, or Hottentots might be imported for that service.

The great antagonisms feared both among the patients in these pavilions and the clinical instructors who, with their students, may visit them, may cause some friction, but it is doubted whether, after all, more good than harm might not arise from testing the different modes of treatment in near proximity. The survival of the fittest would certainly be likely to follow.

We cannot in this connection forbear to notice the fact stated that the near proximity of these schools of medicine in our University has brought the department of medicine and surgery into disrepute, and has led many medical associations to refuse membership to graduates from it, or any recognition of their diplomas.

That this matter should be duly considered, is admitted. But when it is considered that the great majority of the members of these associations that are not interested in other rival institutions, are men whose medical culture bears no comparison with that provided for in the University, the significance of this opposition is apparent. Should the course of instruction be changed and be made longer and more thorough, as is now contemplated, your committee firmly believe the student who avails himself of its advantages need not fear the narrowness and bigotry that would exclude him from his medical brethren.

It is related of Webster that when the authorities of Dartmouth College, for some trifling cause, withheld his diploma for a time, and then offered it to him, he tore it in pieces and tossed it from him saying: "The world shall give me a diploma!" So we believe the young physician who shall have received the scientific training and culture which will ere long be given him at Ann Arbor may safely look to society for a suitable recognition, and defy the silly prejudice now deplored by our best medical educators, and despised by sensible people.

In conclusion your committee must express their firm conviction that to the hands of the Regents of the University is committed all the power needed to correct any wrong in this matter that may exist, and that in due time they will so adjust the matter under consideration as to insure to the students at the University equal advantages for all such culture and training as is afforded to any, to enable them to practice to the best advantage the beneficent art of healing among the unfortunate wherever their noble profession may call them. We therefore recommend that this whole question be referred to the consideration of the said Board of Regents, and ask to be discharged from the further consideration of the subject.

C. B. MILLS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Conely,

The report was laid on the table.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
*Lansing, March 9, 1877.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

An act to amend section 14 of act No. 355 of the session laws of 1869, as amended by act No. 207 of the session laws of 1871, being an act entitled "An act to incorporate the village of Plainwell, in the county of Allegan;"

An act to reincorporate the village of Wayne;

An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne;

An act to reincorporate the village of Mt. Morris, in the county of Genesee;

Joint resolution amending joint resolution No. 37, of session laws of 1875, authorizing the Board of State Auditors to audit and pay the claims of the non-commissioned officers and musicians of the 5th, 6th, and 7th regiments of Michigan Volunteer infantry, for services rendered in the month of Aug., 1861.

CHARLES M. CROSWELL.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 9, 1877.* }

*To the Speaker of the House:*

SIR,—I am instructed by the Senate to return to the House the following bills:

House bill No. 170, entitled

A bill to amend sections 2 and 23 of act No. 215, laws of 1873, entitled "An act to incorporate the village of Howard City," approved March 14, 1873,

And to inform the House that the Senate has amended the same as follows:

1. By striking out the figures "215" and inserting the words.

2. By striking out all after the word "voters" in line 4, to and including the word "or" in line 8, and inserting the following in lieu thereof: "A president, clerk, treasurer, assessor, marshall, and one trustee for one year, and three

trustees for two years, who shall hold their respective offices for the terms for which elected, and until their successors are elected and qualified; and annually thereafter said village shall elect a president, clerk, treasurer, assessor, and marshal, each for one year, and three trustees for two years, who shall hold their respective offices for the terms for which elected and,"

In the passage of which as thus amended the Senate has concurred by majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the amendments made to the bill by the Senate,

The same were concurred in, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hall,	Mr. McArthur,	Mr. Smith,
Allen,	Hamilton,	Markham,	Stafford,
Allman,	Harrington,	Mills,	Stanchfield,
F. A. Baker,	Hawley,	Moore,	Steele,
Brown,	Hill,	Morrison,	Stephenson,
Canfield,	Hopkins,	Nixon,	Stinchcomb,
Chase,	Howland,	North,	Stone,
Clark,	Ireland,	Parsons,	Thomson,
Conely,	Jewell,	Palmer,	Valade,
Coon,	S. Johnson,	Phelps,	Van Raalte,
Curtiss,	W. W. Johnson,	Reed,	Walkinshaw,
Dillmann,	Keeler,	Robbins,	Willetts,
Dowling,	Kelley,	Rork,	Winchell,
Eaton,	Knight,	Ross,	White,
Elliott,	Lee,	Sackrider,	Yeomans,
Farr,	Little,	J. C. Sawyer,	Speaker,
Gies,	Ludlow,	Shetterly,	67

#### NAYS.

Mr. Stevens,	Mr. S. W. Turner,	Mr. Twadell,	Mr. Wood,	4
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Mr. Hamilton moved to reconsider the vote by which the House concurred in the Senate amendments;

Which motion prevailed.

The question being on concurring in the amendments,

On motion of Mr. Hamilton,

The bill was recommitted to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 9, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 123, entitled

A bill to re-organize the first and fourth judicial circuits, and to create the 22d judicial circuit;

Which has passed the Senate by a majority of all the Senators elect, and by



a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 9, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to respectfully request the House to return to the Senate,

House bill No. 117 (printed No. 121), entitled

A bill to amend an act entitled “An act to detach certain territory from the townships of Manistee and Stronach, in the county of Manistee, and to organize such territory so detached into a township by the name of Filer, and to legalize certain action taken thereon;”

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

On motion of Mr. Farr,

The bill was taken from the table.

On motion of Mr. Farr,

The request of the Senate was granted.

The bill was then returned to the Senate.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 9, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bills:

1. House bill No. 75 (printed No. 26), entitled

A bill to detach certain territory from the present township of Livingston, in the county of Otsego, and to organize the same into a separate township to be known as the township of Corwith;

2. House bill No. 501 (printed No. 147), entitled

A bill to detach certain territory from the present township of Otsego Lake, in Otsego county, and to organize the same into a separate township to be known as the township of “Hayes,”

3. House bill No. 98, entitled

A bill to authorize the city of Port Huron to refund certain taxes illegally assessed and collected, for the purpose of constructing sewers in said city;

4. House bill No. 381, entitled

A bill to repeal section 9 of article 12 of an act entitled “An act to incorporate the village of Imlay City in Lapeer county,” approved April 4th, 1873, as amended by act No. 323 of the session laws of 1875;

In the passage of which the Senate has concurred by a majority vote of all

the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The several bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 9, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill: House bill No. 131, entitled

A bill to revise the charter of the village of New Haven, Macomb county, being act No. 457 of the session laws of 1869,

And to inform the House that the Senate has amended the same as follows:

1. By writing after the word "enact" on the enacting clause the following: "That section 1 of act No. 457 of the session laws of 1869, approved April 5, 1869; being an act entitled an act to incorporate the village of New Haven, in the county of Macomb, be and the same is hereby amended so as to read as follows:

2. By striking out of line 20, section 1, the words "the said westerly line of;"

3. By striking out of line 18, section 1, the word "westerly line" and inserting the word "center" in lieu thereof.

4. By striking out all of section 3 after the word "qualified" in line 2.

5. By striking out the word "an" in line 1 of section 5, and inserting after the word "act" the words "number sixty-two of the session laws of eighteen hundred and sixty-nine."

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the amendments made to the bill by the Senate,

The same were not concurred in, a majority of all the members elect not voting therefor by yeas and nays, as follows:

YEAS.

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NAYS.

Mr. Abbott,  
Allen,  
Allman,  
F. A. Baker,  
N. Baker,  
Billings,  
Brown,  
Canfield,  
Chase,  
Cheney,

Mr. Edwards,  
Elliott,  
Gies,  
Gould,  
Hall,  
Hamilton,  
Hawley,  
Hayes,  
Hill,  
Hopkins,

Mr. Little,  
Ludlow,  
McArthur,  
Miller,  
Mills,  
Moore,  
Morrison,  
Mosher,  
North,  
Norton,

Mr. Steele,  
Stephenson,  
Stone,  
Thomson,  
Turck,  
S. W. Turner,  
Twadell,  
Valade,  
Van Raalte,  
Walkinshaw,



Mr. Clark,	Mr. Howland,	Mr. Parsons,	Mr. Welker,
Conely,	Hoyt,	Phelps,	Willetts,
Coon,	Ireland,	Reed,	Winchell,
Crandell,	Jewell,	Rork,	White,
Curtiss,	S. Johnson,	A. J. Sawyer	Wood,
Davis,	W. W. Johnson,	Shetterly,	Woodworth,
Dillmann,	Kelley,	Stafford,	Yeomans,
Dwling,	Knight,	Stanchfield,	Speaker,
Eaton,	Lee,		

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## MOTIONS AND RESOLUTIONS.

Mr. Stephenson offered the following resolution :

*Resolved*, That the Clerk is hereby requested to transmit a respectful message to the Governor, asking the return of

House bill No. 152, entitled

A bill to organize the townships of Spalding, Breen, Breitung, Stephenson and Holmes, and to re-organize the townships of Cedarville, Ingallston and Menominee, in the county of Menominee ;

Which was adopted.

Mr. Allen moved to discharge the committee of the whole from the further consideration of

House bill No. 196 (G. O. 131), entitled

A bill to revise and amend the charter of the city of Ypsilanti ;

Which motion prevailed.

On motion of Mr. Allen,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Allen moved to amend the bill by adding to the end of section 129, the following :

“ And the power and authority to exercise such power, by appropriate regulation and ordinance, is hereby vested in said common council to so govern, regulate, and control any and all mill dams and the mill ponds appurtenant thereto within the corporate limits of the said city, and the owner or owners, occupant or occupants of said mill dams and mill ponds, as that they may not injuriously affect the health of the people of said city, or any of them ; and the said common council shall have power, by regulation and ordinance, of imposing suitable fine and penalty upon the owner or owners, occupants or occupant of the mill dams which regulate the height of water in such mill ponds to forbid and wholly prevent the use of the water at such mill dams during the months of June, July, August, and September in each year, in such manner as to alternately use or draw out the water in said ponds, and then cease from any use and allow them to fill up, or in any other manner which shall injuriously affect the health of the people of said city, or any of them ;”

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Conely,

The bill was laid on the table.

Mr. Ross, by unanimous consent, moved to take from the table

House bill No. 409, entitled

A bill to repeal act No. 131 of the session laws of 1875, approved April 27, 1875;

Which motion prevailed.

On motion of Mr. Ross,

The bill was referred to the committee on local taxation.

Mr. Stevens moved to discharge the committee on municipal corporations from the further consideration of

House bill No. 170, entitled

A bill to amend sections 2 and 23 of act No. 215, laws of 1873, entitled "An act to incorporate the village of Howard City," approved March 14th, 1873;

Which motion prevailed.

The following report was made:

By the committee on municipal corporations:

The committee on municipal corporations, to whom was recommitted House bill No. 170, entitled

A bill to amend sections 2 and 23 of act No. 215, laws of 1873, entitled "An act to incorporate the village of Howard City," approved March 14, 1873,

Respectfully report the same back to the House in accordance with its request.

J. PARSONS, *Acting Chairman.*

Report accepted and committee discharged.

Mr. Stevens moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Morrison,	Mr. Stafford,
Allen,	Gibbs,	Mosher,	Stanchfield,
F. A. Baker,	Gies,	Nixon,	Stephenson,
Billings,	Gould,	Norris,	Stevens,
Brown,	Hamilton,	North,	Stinchcomb,
Canfield,	Hawley,	Norton,	Stone,
Chase,	Hayes,	Parsons,	Thomson,
Choney,	Hill,	Phelps,	Turck,
Clark,	Hopkins,	Reed,	Twadell,
Conely,	Howland,	Robbins,	Valade,
Coon,	Hoyt,	Rork,	Welker,
Crandell,	Ireland,	Ross,	Willetts,
Curtiss,	Jewell,	Sackrider,	Winchell,
Davis,	W.W. Johnson,	A. J. Sawyer,	White,
Dillmann,	Keeler,	J. C. Sawyer,	Wood,
Dowling,	Lee,	Sharts,	Woodworth,
Eaton,	Ludlow,	Shetterly,	Yeomans,
Edwards,	McArthur,	Smith,	Speaker,
Elliott,	Miller,		

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#### NAYS.

The bill was referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Conely,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

## MOTIONS AND RESOLUTIONS.

Mr. S. W. Turner moved that, on account of ill health, Mr. J. M. Turner be allowed to absent himself from the sessions of the House at will, without being considered absent without leave;

Which motion prevailed.

Mr. Stevens moved to reconsider the vote by which the House yesterday refused to pass

Senate joint resolution No. 2, entitled

Joint resolution authorizing the purchase of certain books of a public nature for the use of the State.

Mr. Hamilton demanded the yeas and nays on the motion to reconsider.

The demand was seconded, and pending the taking of the vote,

Mr. Norris demanded the previous question.

The demand was not seconded.

The question being on the motion to reconsider,

Mr. Hill demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The motion to reconsider then prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Edwards,	Mr. Lee,	Mr. Sharts,	
Allen,	Elliott,	Little,	Shetterly,	
F. A. Baker,	Gibbs,	Ludlow,	Stafford,	
Brown,	Gies,	McArthur,	Steele,	
Chase,	Hamilton,	Norris,	Stephenson,	
Cheney,	Hawley,	North,	Stevens,	
Conely,	Hopkins,	Parsons,	Stone,	
Coon,	Howland,	Reed,	S. W. Turner,	
Curtiss,	Hoyt,	Robbins,	Willett,	
Davis,	Ireland,	Ross,	White,	
Dillmann,	S. Johnson,	Sackrider,		43

## NAYS.

Mr. Allman,	Mr. Jewell,	Mr. Nixon,	Mr. Thompson,	
Canfield,	W. W. Johnson,	Norton,	Turck,	
Crandell,	Keeler,	Phelps,	Twadell,	
Dowling,	Knight,	Rork,	Valade,	
Eaton,	Miller,	A. J. Sawyer,	Woodworth,	
Hall,	Morrison,	J. C. Sawyer,	Yeomans,	
Hill,	Mosher,	Stinchcomb,	Speaker,	28

Pending the announcement of the vote,

Mr. Stinchcomb moved that Mr. Hopkins be excused from voting;

Which motion did not prevail.

Mr. Hopkins then voted as recorded above.

The question being on the passage of the joint resolution,

On motion of Mr. Conely,

The joint resolution was made the special order for next Tuesday at 7:30 P. M., two-thirds of all the members present voting therefor.

Mr. Little arose to a question of privilege, as follows:

I find myself reported in a paper published in this State and circulated throughout the State and in this House, in an entirely untruthful manner. I recognize the fact that reporters of newspapers are necessary or useful, for the general distribution of information, just so far as they are truthful, and as their reports are entitled to be received by the community as a fair exhibit of facts, and no further. I find in to-day's Detroit "Tribune," coming, as I believe, from the reporter for that paper in this House, the following account of what claims to be a report of transactions in this House:

"The Normal School bill, appropriating \$18,300 for current expenses for each year '77-'78, came to a third reading this afternoon in the House, and was as stoutly contested as if it were some steal just sprung upon the House and never heard of before. Mr. Little grew quite excited about it, and provoked hot words from Mr. Allen, at which Mr. Little made a continued exhibition of bad temper. The Speaker's call to order was applicable to both these gentlemen. The fierce tenacity with which Mr. Little insisted on going over the whole ground of opposition to this appropriation was something remarkable, while his wholesale denunciation of the methods of instruction and general management at the Normal School completely neutralized his protestations that he was a friend to the school, and that his attack was only on principles of economy. Still, he said he should demand the same proportionate reduction he had contended for in this case on the appropriations to be voted for all other State institutions. The discussion was carried on by Wood and Hopkins against the appropriation, and by Allen, A. J. Sawyer, and Billings for it. It was remarkable mainly as showing how little may be known on either side of the details necessary to be understood on such a measure, after such a great amount of ventilation as this bill has had."

Which report, so far as I am individually concerned, is unqualifiedly untrue and false.

#### SPECIAL ORDER.

Being the consideration of

House bill No. 114 (G. O. 53), entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein;

Mr. F. A. Baker moved that the bill be made the special order for next Wednesday at 2 o'clock P. M.;

Which motion prevailed, two-thirds of all the members present voting therefor.

Also the consideration of

House bill No. 56 (G. O. 63), entitled,

A bill making appropriation for the erection of an addition to the State Normal School building,

Mr. Allen moved to discharge the special order from the further consideration of the bill.

Which motion prevailed.

On motion of Mr. Allen,

The bill was recommitted to the committee of the whole, and placed on the general order.

Mr. Allen asked and obtained leave of absence for 2 hours Monday A. M.

Mr. Stevens asked and obtained leave of absence for himself until the 13th.

Mr. Wood asked and obtained leave of absence for himself until the 13th.

Mr. Curtiss asked and obtained leave of absence for himself until Monday noon.

Mr. A. J. Sawyer asked and obtained leave of absence for himself for Monday morning.

On motion of Mr. Norris,

The House adjourned.

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*Lansing, Monday, March 12, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Cook.

Roll called: quorum present.

Absent without leave: Messrs. Crandell, Davis, Hall, Jewell, Knight, Markham, Miller, Palmer, Reed, Ross, Stanchfield, Elliott, Winchell, and Yeomans.

Mr. A. J. Sawyer asked and obtained leave of absence for Mr. Jewell for the forenoon.

Mr. Hill asked and obtained leave of absence for Mr. Stanchfield indefinitely.

Mr. Valade asked and obtained leave of absence for Mr. Miller for the day.

Mr. Welker asked and obtained leave of absence for Mr. Knight for the day.

Mr. Hopkins asked and obtained leave of absence for Mr. Palmer for the day.

Mr. Morrison asked and obtained leave of absence for Mr. Crandell for the day.

Mr. North asked and obtained leave of absence for Mr. Davis for the day.

Mr. Eaton asked and obtained leave of absence for Mr. Winchell for the day.

Mr. J. C. Sawyer asked and obtained leave of absence for Mr. Hall for the day.

On motion of Mr. Van Raalte,

The other absentees were granted leave of absence for the forenoon.

#### PRESENTATION OF PETITIONS.

No. 695. By Mr. W. W. Johnson: Petition of L. A. Taylor, A. Radger, L. B. Adams, and others, asking for a strict prohibitory liquor law;

Referred to the committee on the liquor traffic.

No. 696. By Mr. White: Petition of H. S. Sayles, H. D. Vanwickle, N.

Miller, and 14 others, in favor of the passage of a law restricting the rate of interest on money ;

Referred to the committee on State affairs.

No. 697. By Mr. White : Petition of J. E. Reed, T. J. Reading, C. Richter, and 16 others, praying for the passage of a law compelling railroads to charge uniform rates of tariff for carrying freights ;

Referred to the committee on railroads.

No. 698. By Mr. White : Petition of E. T. Mugford, T. A. Dykeman, C. J. Williams, and 15 others, in favor of admitting females to the Agricultural College as students ;

Referred to the committee on Agricultural College.

No. 699. By Mr. Phelps : Remonstrance of Theo. W. Robbins, H. B. Woodcote, Daniel Horton, H. Aldrich, and numerous other citizens of Mecosta county, against adding two more wards to the city of Big Rapids ;

Referred to the committee on municipal corporations.

No. 700. By Mr. Edwards : Remonstrance of J. D. Robb, C. S. Black, D. W. Pierce, and 60 others, residents of Buchanan, in Berrien county, against transferring saloon tax to support of the poor ;

Referred to the committee on the liquor traffic.

No. 701. By Mr. Eaton : Petition of E. E. Brunson, M. D., C. B. Goodrich, M. D., Wm. H. Dunn, and 40 others, relative to the policy of State support to medical schools ;

Referred to the committee on the University.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary :

The committee on judiciary, to whom was referred

House bill No. 414, entitled

A bill to amend section 1 of chapter 175 of the compiled laws of 1871, being compiler's section 4971 relative to the removal of causes from one circuit court or judge to another ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on supplies and expenditures :

The committee on supplies and expenditures report the account on following bill for material furnished under direction of the Sargeant-at-Arms of the House :

Ferle & Co..... \$21 00

They have had the same under consideration. and have directed me to report the same back to the House, and recommend its allowance, and ask to be discharged from the further consideration of the subject.

JAMES LEE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Lee,

The report was adopted.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 567, entitled

A bill to authorize the board of supervisors in certain counties to reduce the number of superintendents of the poor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 461, entitled

A bill to limit the pay of supervisors while in attendance upon any special meeting of the board of supervisors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 380, entitled

A bill relative to the title of land sold for delinquent or unpaid taxes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mosher,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 234, entitled

A bill for the relief of William Fohey and the discharge of a mortgage held by the State upon his property,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.



The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 10, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bills:

1. House bill No. 307 (printed No. 148), entitled

A bill to change the name of the township of Sable, in Iosco county, to Au Sable.

2. House bill No. 324 (G. O. 175), entitled

A bill to incorporate the village of Vassar, subject to to the provisions of act No. 62 of the session laws of 1875, entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875;

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 10, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 76 (printed No. 126), entitled

A bill to incorporate the city of Dowagiac,

And to inform the House that the Senate has amended the same as follows:

1. By inserting after the word "at," in line 10, of Sec. 4, the word "the;"  
2. By striking out the word "may," in line 11 of Sec. 4, and inserting "shall" in lieu thereof;

3. By striking out the words "at the expiration of the term," in line 1, Sec. 16;

4. By striking out the word "thereof," in line 2, Sec. 16;

5. By striking out the word "of," in line 3, Sec. 69, and inserting "or" in lieu thereof;

6. By striking out the word "retain," in line 4, Sec. 65, and inserting "return" in lieu thereof;

7. By striking out the words "to be drunk," in line 16, Sec. 66, and inserting "away of" in lieu thereof;

8. By inserting after the word "depositing," in line 50, Sec. 66, the words "within the city;"

9. By striking out the word "said," in line 1, of Sec. 65, and inserting "same" in lieu thereof;

10. By adding the letter "s" to the word "justice," in line 1, Sec. 67;

11. By striking out the words "of the sale," in line 46, section 66 ;
12. By inserting in line 3, section 69, after the word "provisions," the word "of ;"
13. By adding "s" to the word "provision" in line 2 of section 74 ;
14. By striking out of the nineteenth subdivision of section 66 after the word "limits ;"

In the passage of which as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. S. Johnson moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Hill,	Mr. Morrison,	Mr. Stephenson,
Allman,	Hopkins,	Mosher,	Stinchcomb,
Billings,	Howland,	Nixon,	Stone,
Brown,	Hoyt,	North,	Thomson,
Canfield,	Ireland,	Parsons,	Turck,
Chase,	S. Johnson,	Phelps,	S. W. Turner,
Cheney,	W. W. Johnson,	Robbins,	Twadell,
Clark,	Keeler,	Rork,	Valade,
Eaton,	Kelley,	A. J. Sawyer,	Van Raalte,
Edwards,	Laubach,	J. C. Sawyer,	Welker,
Farr,	Lee,	Shetterly,	White,
Gibbs,	Ludlow,	Stafford,	Woodworth,
Hamilton,	McArthur,	Steele,	Speaker, 52
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#### NAYS.

Pending the announcement of the vote,

Mr. Turck moved that Mr. Hoyt be excused from voting ;

Which motion did not prevail.

Mr. Hoyt then voted as recorded above.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, March 9, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill :

Senate bill No. 57, entitled

A bill to amend section 50 of an act to revise and consolidate the laws relative to the State prison, being act No. 213 of the session laws of 1875, approved May 3d, 1875 ;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on the State prison.

The Speaker also announced the following:

SENATE CHAMBER, )  
Lansing, March 10, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 1, entitled

Joint resolution to amend section 12, of Article VI., of the constitution of the State of Michigan, relative to appointment of Clerk of the Supreme Court;

Which has passed the Senate by a two-thirds vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER, )  
Lansing, March 10, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No 131, entitled

A bill to revise the charter of the village of New Haven, Macomb county, being act No. 457 of the session laws of 1869;

Which the Senate amended as follows:

1. By inserting after the word "enact" with enacting clause, the following: That section one of act No. 457 of the session laws of 1869, approved April 5, 1869, being an act entitled "An act to incorporate the village of New Haven, in the county of Macomb, be and the same is hereby amended so as to read as follows;

2d. By striking out of line 20, section 1, the words "the said westerly line of;"

3d. By striking out of line 18, section 1, the words "westerly line" and inserting the word "centre" in lieu thereof;

4th, By striking out all of section 3 after the word "qualified," in line 2;

5th. By striking out the word "an" in line 1 of section 5, and inserting after the word "act" the words "number sixty-two of the session laws of eighteen hundred and sixty-nine;"

In which amendments the House refused to concur;

Now to inform the House that the Senate has receded from said amendments.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 10, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 130, entitled

A bill providing for two voting precincts for the township of Calumet, in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on elections.

#### GENERAL ORDER.

On motion of Mr. Farr,

The House went into committee of the whole on the general order,

Mr. Turck in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 160 (G. O. 78), entitled

A bill to amend section 1 of chapter 71, being section 2163 of the compiled laws of 1871, relative to "county and town agricultural societies,"

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following entitled bill:

2. House bill No. 39 (G. O. 79), entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, and 12 of chapter 67, being sections 2116, 2117, 2118, 2119, 2120, 2121, and 2127 of the compiled laws of 1871, relating to the destruction of wolves and other noxious animals,

Have made an amendment thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

W. S. TURCK, *Chairman.*

Report accepted and committee discharged.

The question being on concurring in the action of the committee of the whole in striking out all after the enacting clause of the first named bill,

The House concurred.

The title and enacting clause were laid on the table.

The question being on concurring in the amendments made by the committee of the whole to the second named bill,

The House concurred.

The bill was then placed on the order of third reading of bills.  
On motion of Mr. Howland,  
The House took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Robbins asked and obtained leave of absence for the select committee on the investigation of the matters of the Trespass Agent for the P. M.

Mr. Mosher asked and obtained leave of absence for Mr. Dillmann indefinitely.

Mr. Hamilton moved that the rules be suspended, and the House resume the general order;

Which motion prevailed, two-thirds of all the members present voting therefor.

GENERAL ORDER.

On motion of Mr. Hamilton,

The House went into committee of the whole, on the general order,

Mr. W. W. Johnson in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have also had under consideration the following entitled bills:

1. House bill No. 149 (G. O. 70) entitled

A bill to provide for the completion and furnishing of the State House of Correction at Ionia, and to make an appropriation therefor.

2. House bill No. 42 (G. O. No. 32), entitled

A bill to amend section 8 of chapter 206, compiler's number 6567, of the compiled laws of 1871, relating to the surrender of corporate rights.

3. House bill No. 147 (G. O. 90), entitled,

A bill to amend section 29, of chapter 47 of the compiled laws of 1871, entitled "county drain law," being compiler's section 1773.

4. House bill No. 402 (G. O. 144), entitled

A bill to detach certain territory from the present township of Little Traverse, in the county of Emmet, and to organize the same into a separate township to be called the township of Littlefield.

5. House bill No. 83 (G. O. 93) entitled

A bill to promote the early construction of a railroad through the Menominee iron range,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

6. House bill No. 191 (G. O. 88), entitled

A bill to amend an act entitled "An act concerning bail in criminal cases,"

approved March 31, 1840, being compiler's section 7877 of the compiled laws of 1871, by adding a new section thereto, to stand as section 2 of said act.

7. House bill No. 124 (G. O. 82), entitled

A bill to amend section 86 of chapter 178 of the compiled laws of 1871, being compiler's section 5334, relative to adjournments of civil causes in justices' courts.

8. Senate bill No. 42, entitled

A bill to amend section 48 of chapter 154, of the revised statutes of 1846, being section 7599, of the compiled laws of 1871, relating to maliciously injuring houses or other buildings, etc.,

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled joint resolution:

9. House joint resolution No. 6 (printed No. 8), entitled

A joint resolution proposing an amendment to section 20, Article VI., and section 1, Article XI., of the constitution of this State, relative to the election of circuit judges and township officers,

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

W. W. JOHNSON, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the amendments made by the committee of the whole to the five bills first named,

The House concurred.

The bills were then placed on the order of third reading of bills.

The sixth, seventh, and eighth named bills were placed on the order of third reading of bills.

The question being on concurring in the action of the committee of the whole in striking out all after the enacting clause of the joint resolution ninth named,

The House concurred.

The title and preamble were laid on the table.

The following report was made:

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 75 (G. O. No. 26), entitled

A bill to detach certain territory from the present township of Livingston, in the county of Otsego, and to organize the same into a separate township to be known as the township of Corwith;

2. House bill No. 501 (G. O. 147), entitled

A bill to detach certain territory from the present township of Otsego Lake, in Otsego county, and to organize the same into a separate township to be known as the township of Hayes;

3. House bill No. 98 (printed No. 59), entitled

A bill to authorize the city of Port Huron to refund certain taxes illegally assessed and collected for the purpose of constructing sewers in said city,

4. House bill No. 381, entitled

A bill to repeal section 9 of Article 12 of an act entitled "An act to incorporate the village of Imlay City, in Lapeer county," approved April 4th, 1873, as amended by act No. 323 of the session laws of 1875,

5. House bill No. 77 (printed No. 37), entitled

A bill to detach town No. 31 north, of range 5 west, from the present township of Central Lake, in the county of Antrim, and to attach the same to the township of Jordan in said county.

6. House bill No. 1, entitled

A bill to facilitate the organization of coöperative and mutual benefit associations within this State.

7. House bill No. 170 (G. O. 97), entitled

A bill to amend sections 2 and 23 of act No. 215, laws of 1873, entitled, "An act to incorporate the village of 'Howard City,'" approved March 14, 1873;

A. W. FARR, *Chairman.*

Report accepted and committee discharged.

The report was laid on the table.

On motion of Mr. Edwards,

The House adjourned.

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*Lansing, Tuesday, March 13, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Crosby.

Roll called: quorum present.

Absent without leave—Messrs. F. A. Baker, Davis, Ferguson, Fletcher, Ross, Stephenson, and Wood.

Mr. Conely asked and obtained leave of absence for Mr. F. A. Baker for the day.

Mr. Edwards asked and obtained leave of absence for Mr. Fletcher for the day.

Mr. Welker asked and obtained leave of absence for Mr. Wood for the day.

Mr. Hill asked and obtained leave of absence for Mr. Ferguson for the day.

Mr. Hopkins asked and obtained leave of absence for Mr. Ross indefinitely, on account of sickness.

Mr. North asked and obtained leave of absence for Mr. Davis indefinitely, on account of sickness.

Mr. Stafford asked and obtained leave of absence for Mr. Stephenson for the day.

#### PRESENTATION OF PETITIONS.

No. 702. By Mr. Thomson: Petition of James McCasson and 37 others of Sanilac county, for the admission of ladies to the Agricultural College;

Referred to the committee on Agricultural College.

No. 703. By Mr. Thomson: Petition of James McCarron and 38 others of Sanilac county, for the passage of a law establishing a uniform rate of freight on railroads;

Referred to the committee on railroads.



No. 704. By Mr. Thomson: Remonstrance of Jonathan Maynard and 35 others of Sanilac county against county superintendency of schools;

Referred to the committee on education.

No. 705. By Mr. Thomson: Petition of James Anderson and 40 others, praying that 47 lbs. be made the standard bushel of apples;

Referred to the committee on State affairs.

No. 706. By Mr. Thomson: Petition of James McCasson and 35 others, praying for the passage of a law establishing the maximum rate of interest at seven per cent;

Referred to the committee on State affairs.

No. 707. By Mr. Morrison: Petition of Jas. Dunbar, W. Scott and others, in favor of prohibition in the manufacture of spirituous liquor;

Referred to the committee on the liquor traffic.

No. 708. By Mr. Allen: Petition of Jno. Bauer, and 31 others, asking that a bushel of apples be 47 pounds;

Referred to the committee on State affairs.

No. 709. By Mr. Allen: Petition of A. L. Feldcamp, A. D. Parsons, and 34 others, asking for the passage of a law compelling railroad companies to establish a uniform maximum rate according to distance;

Referred to the committee on railroads.

No. 710. By Mr. Allen: Petition of W. H. Dell, and 27 others, asking for a law to make interest not to exceed seven per cent;

Referred to the committee on State affairs.

No. 711. By Mr. Allen: Petition of David R. Dell, Wm. Allison, Milton Reynolds, and 27 others, that ladies be admitted to the Agricultural College;

Referred to the committee on the Agricultural College.

No. 712. By Mr. Phelps: Petition of Wm. Ladner, Fred Misner, and others, for uniform rates of freight on railroads;

Referred to the committee on railroads.

No. 713. By Mr. Phelps: Petition of Herbert Ladner, C. B. Hanman and others, asking for a lower rate of interest;

Referred to the committee on State affairs.

No. 714. By Mr. Phelps: Remonstrance of Johnson Burgess, Wm. Armstrong, against reestablishing the county school superintendency;

Referred to the committee on education.

No. 715. By Mr. Phelps: Petition of Jas. H. Rogers, Herbert Ladner, and others, relative to opening the Agricultural College to our daughters;

Referred to the committee on the Agricultural College.

No. 716. By Mr. Nixon: Remonstrance of H. Shipman and 57 others against a return to the county superintendency of schools;

Referred to the committee on education.

No. 717. By Mr. Coon: Remonstrance of John M. Lee, Supervisor of Redford, and 65 others of Wayne county against the passage of a bill for the division of Wayne county;

Referred to the committee on towns and counties.

No. 718. By Mr. Coon: Remonstrance of W. E. Houk, Geo. F. Woodard, Chas. N. Smith and 94 others, tax-payers of the township of Redford, Wayne county, against the passage of a bill to divide Wayne county;

Referred to the committee on towns and counties.

No. 719. By Mr. Phelps: Petition of Wm. Ladner, Johnson Burgess and others for a standard bushel of apples;

Referred to the committee on State affairs.

## REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 307 (printed No. 148), entitled

A bill to change the name of the township of **Sable**, in Iosco county, to **Au Sable**;

2. House bill No. 324 (G. O. 175), entitled

A bill to incorporate the village of **Vassar**, subject to the provisions of act No. 62, of the session laws of 1875, entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875;

3. House bill No. 329, entitled

A bill to revise and amend the charter of the village of **Saline**, in the county of **Washtenaw**;

4. House bill No. 131, entitled

A bill to revise the charter of the village of **New Haven**, **Macomb** county, being act No. 457 of the session laws of 1869.

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

By the committee on fisheries:

The committee on fisheries, to whom was recommitted

House bill No. 4, entitled

A bill to amend section 1 of an act entitled "An act to provide for the protection and preservation of fish in certain lakes in the counties of **Cass** and **Berrien**," approved April 15, 1871;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend section 1 of an act entitled "An act to provide for the protecting and preservation of fish in certain lakes in the counties of **Cass** and **Berrien**," approved April 15, 1871,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

S. HOWLAND, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Howland,

The House concurred in the adoption of the substitute reported by the committee.

The question being on the passage of the bill,

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,  
Allen,  
Allman,  
Billings,  
Brown,  
Canfield,  
Chase,  
Cheney,

Mr. Hamilton,  
Hayes,  
Howland,  
Ireland,  
Jewell,  
S. Johnson,  
W.W. Johnson,  
Jones,

Mr. Morrison,  
Mosher,  
Nixon,  
Norris,  
North,  
Norton,  
Parsons,  
Palmer,

Mr. Shetterly,  
Stafford,  
Steele,  
Stevens,  
Stinchcomb,  
Stone,  
Thomson,  
Twadell,

Mr. Clark,	Mr. Keeler,	Mr. Phelps,	Mr. Valade,
Conely,	Kelley,	Prindle,	Van Raalte,
Coon,	Knight,	Reed,	Walkinshaw,
Crandell,	Laubach,	Robbins,	Welker,
Curtiss,	Lee,	Rork,	Winchell,
Dowling,	Ludlow,	Ross,	White,
Eaton,	McGinnis,	Sackrider,	Woodworth,
Elliott,	Markham,	A. J. Sawyer,	Yeomans,
Farr,	Martin,	J. C. Sawyer,	Speaker,
Gould,	Miller,		

70

## NAYS.

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The question being on agreeing to the title,

Mr. S. Johnson moved to amend the title so as to read as follows:

A bill to repeal section 1 of an act entitled "An act to provide for the protecting and preservation of fish in certain lakes in the counties of Cass and Berrien," approved April 15, 1871;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Ireland,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House joint resolution No. 31, entitled

A joint resolution authorizing the Commissioner of the State Land Office, or other proper officer, to issue a patent to certain school lands in Tuscola county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 326, entitled

A bill to lay out and establish a State road and ditch in Tuscola county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 211, entitled

A bill for the protection and preservation of the abstracts of title to real

estate belonging to the county of Kent, in the county of Kent, and to continue the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. W. W. Johnson,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was recommitted

Senate bill No. 28, entitled

A bill to amend section 4257 of the compiled laws of 1871, and act No. 46 of the session laws of 1875, approved March 20, 1875, to provide for recording patents of lands and for other purposes;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendments made to the bill by the committee.

The question being on the passage of the bill,

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hall,	Mr. Ludlow,	Mr. Shetterly,
Allen,	Hamilton,	McGinnis,	Stafford,
Allman,	Hankerd,	Markham,	Steele,
Baldwin,	Harrington,	Martin,	Stephenson,
Billings,	Hawley,	Miller,	Stevens,
Brown,	Hill,	Mills,	Stinchcomb,
Canfield,	Hopkins,	Moore,	Stone,
Chase,	Howland,	Morrison,	Thomson,
Cheney,	Hoyt,	Mosher,	Turck,
Clark,	Ireland,	Nixon,	S. W. Turner,
Conely,	Jewell,	Norris,	Twadell,
Coon,	S. Johnson,	North,	Valade,
Crandell,	W. W. Johnson,	Norton,	Van Raalte,
Curtiss,	Jones,	Parsons,	Walkinshaw,
Dowling,	Keeler,	Palmer,	Welker,
Eaton,	Kelley,	Phelps,	Willett,
Elliott,	Knight,	Prindle,	Woodworth,
Farr,	Laubach,	Reed,	Yeomans,
Gies,	Lee,	Sackrider,	Speaker,
Gould,			

## NAYS.

Mr. Robbins,            Mr. Rork,            Mr. J. O. Sawyer, Mr. Winchell,    4

Title agreed to.

On motion of Mr. Hoyt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was recommitted

House bill No. 503, entitled

A bill to revise and amend the charter of the city of Port Huron,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Harrington,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Harrington moved to amend the bill by adding to the end of section 3, chapter 13, the words "except the sinking fund, which shall not exceed one per cent;"

Which motion prevailed.

Mr. Winchell moved to amend by striking out section 10, chapter 17;

Pending which,

Mr. A. J. Sawyer moved to amend the section by striking out the word "felony" and inserting the word "misdemeanor" in lieu thereof, where it occurs; striking out "one thousand dollars" and inserting in lieu thereof the words "one hundred dollars;" striking out the words "State prison" and inserting in lieu thereof the words "county jail;" striking out the word "years" in line 6 and inserting in lieu thereof the word "months;" by inserting after "shall," line 1, the words "knowingly and willfully;"

Which motion prevailed.

The motion to strike out was then withdrawn.

Mr. Hoyt moved to amend by striking out section 14, chapter 17;

Pending which,

Mr. Harrington moved to amend by adding to the end of the section the words: *Provided*, Such assessment has not been made and tax paid in any other township, city or village in this State: *Provided further*, That any resident of said city shall be assessed but once in any one year;

Which motion prevailed.

The motion to strike out was then withdrawn.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Ludlow,	Mr. Shetterly,
Allen,	Gould,	Markham,	Smith,
Allman,	Hall,	Martin,	Stafford,
Baldwin,	Hamilton,	Miller,	Steele,
Billings,	Hankerd,	Moore,	Stephenson,
Brown,	Harrington,	Morrison,	Stone,
Canfield,	Hayes,	Mosher,	Thomson,
Chase,	Hopkins,	Nixon,	Turck,
Cheney,	Howland,	Norris,	S. W. Turner,
Clark,	Ireland,	North,	Twadell,
Conely,	Jewell,	Norton,	Valade,
Coon,	S. Johnson,	Parsons,	Van Raalte,
Crandell,	W. W. Johnson,	Palmer,	Walkinshaw,
Curtiss,	Jones,	Phelps,	Welker,
Dowling,	Keeler,	Prindle,	Winchell,
Eaton,	Kelley,	Reed,	White,
Elliott,	Knight,	Sackrider,	Yeomans,
Farr,	Lee,	A. J. Sawyer,	Speaker,
Gibbs,			

76

## NAYS.

Mr. Woodworth,

Title agreed to.

On motion of Mr. Harrington,

By a vote of two-thirds of all the members elect, the bill was ordered take immediate effect.

By the committee on the University:

The committee on the University, to whom was referred, in conjunction with like committee from the Senate, the duty of investigating an alleged defalcation in the chemical laboratory of said University, with power to employ a reporter to take the testimony in said investigation, but limiting the pay for such service to ten cents per folio;

Respectfully report that on proceeding to said investigation they found it impossible to procure the performance of said work in a satisfactory manner without the payment of a larger sum than they were authorized to contract for. They have therefore unanimously authorized me to present the following concurrent resolution, with the recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

C. B. MILLS, *Chairman*.

Report accepted and committee discharged.

The following is the concurrent resolution:

*Resolved*, By the House of Representatives (the Senate concurring), that the joint committee on the University, to whom was committed the duty of investigating an alleged defalcation in the chemical laboratory, be and they are hereby authorized to complete a contract with the reporter employed in said investigation by which he may be paid the further sum of five cents per folio for said service.

On motion of Mr. Mills,

The rules were suspended, two-thirds of all the members present voting therefor, and the concurrent resolution was put upon its immediate passage.

The concurrent resolution was then adopted.



Mr. Allen, by unanimous consent, moved to take from the table

House bill No. 196 (G. O. 124), entitled

A bill to revise and amend the charter of the city of Ypsilanti;

Which motion prevailed.

The question being on the passage of the bill,

The same was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hall,	Mr. McGinnis,	Mr. Shetterly,
Allen,	Hamilton,	Markham,	Smith,
Allman,	Hankerd,	Martin,	Stafford,
Baldwin,	Harrington,	Miller,	Steele,
Billings,	Hayes,	Moore,	Stephenson,
Brown,	Hill,	Morrison,	Stevens,
Canfield,	Hopkins,	Mosher,	Stinchcomb,
Clark,	Howland,	Nixon,	Thomson,
Conely,	Ireland,	Norris,	S. W. Turner,
Coon,	Jewell,	North,	Twadell,
Crandell,	S. Johnson,	Norton,	Valade,
Dowling,	W.W. Johnson,	Parsons,	Van Raalte,
Eaton,	Jones,	Phelps,	Walkinshaw,
Edwards,	Keeler,	Reed,	Welker,
Elliott,	Knight,	Rork,	Winchell,
Farr,	Laubach,	Sackrider,	White,
Gibbs,	Lee,	J. C. Sawyer,	Yeomans,
Gies,	Ludlow,	Sharts,	Speaker,
Gould,			

73

#### NAYS.

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Title agreed to.

On motion of Mr. Allen,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

#### REPORTS OF SELECT COMMITTEES.

The undersigned, four members of the select committee of five, to whom was referred the subject matter contained in the following preambles and resolution offered by the Hon. Stephen Martin, and adopted by the House January 18th, 1877, to wit:

*Whereas*, David J. Evans, Trespass Agent, has neglected and refused to report his doings in relation to said office to the Commissioner of the Land Office, that is to say, that in accordance with instructions issued from said Land Office in the following words, to-wit: "And it shall be the duty of the said David J. Evans to ascertain and make estimates of all trespasses committed upon any such lands in said counties, and report the same to this office, together with the names and residences of every person purchasing or acquiring possession of any property cut or claimed from any such lands," etc., all of which the said Evans has neglected and refused to report, in accordance with said instructions;

*And whereas*, In view of such neglect and disregard of instructions as afore-said, the Commissioner of the Land Office demanded of the said Trespass Agent all books, papers, reports, and all documentary evidence, testimony, and all



## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Ludlow,	Mr. Shetterly,
Allen,	Gould,	Markham,	Smith,
Allman,	Hall,	Martin,	Stafford,
Baldwin,	Hamilton,	Miller,	Steele,
Billings,	Hankerd,	Moore,	Stephenson,
Brown,	Harrington,	Morrison,	Stone,
Canfield,	Hayes,	Mosher,	Thomson,
Chase,	Hopkins,	Nixon,	Turck,
Cheney,	Howland,	Norris,	S. W. Turner,
Clark,	Ireland,	North,	Twadell,
Conely,	Jewell,	Norton,	Valade,
Coon,	S. Johnson,	Parsons,	Van Raalte,
Crandell,	W. W. Johnson,	Palmer,	Walkinshaw,
Curtiss,	Jones,	Phelps,	Welker,
Dowling,	Keeler,	Prindle,	Winchell,
Eaton,	Kelley,	Reed,	White,
Elliott,	Knight,	Sackrider,	Yeomans,
Farr,	Lee,	A. J. Sawyer,	Speaker,
Gibbs,			

76

## NAYS.

Mr. Woodworth,

Title agreed to.

On motion of Mr. Harrington,

By a vote of two-thirds of all the members elect, the bill was ordered take immediate effect.

By the committee on the University:

The committee on the University, to whom was referred, in conjunction with like committee from the Senate, the duty of investigating an alleged defalcation in the chemical laboratory of said University, with power to employ a reporter to take the testimony in said investigation, but limiting the pay for such service to ten cents per folio;

Respectfully report that on proceeding to said investigation they found it impossible to procure the performance of said work in a satisfactory manner without the payment of a larger sum than they were authorized to contract for. They have therefore unanimously authorized me to present the following concurrent resolution, with the recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

C. B. MILLS, *Chairman.*

Report accepted and committee discharged.

The following is the concurrent resolution:

*Resolved*, By the House of Representatives (the Senate concurring), that the joint committee on the University, to whom was committed the duty of investigating an alleged defalcation in the chemical laboratory, be and they are hereby authorized to complete a contract with the reporter employed in said investigation by which he may be paid the further sum of five cents per folio for said service.

On motion of Mr. Mills,

The rules were suspended, two-thirds of all the members present voting therefor, and the concurrent resolution was put upon its immediate passage.

The concurrent resolution was then adopted.

Mr. Allen, by unanimous consent, moved to take from the table

House bill No. 196 (G. O. 124), entitled

A bill to revise and amend the charter of the city of Ypsilanti;

Which motion prevailed.

The question being on the passage of the bill,

The same was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hall,	Mr. McGinnis,	Mr. Shetterly,
Allen,	Hamilton,	Markham,	Smith,
Allman,	Hankerd,	Martin,	Stafford,
Baldwin,	Harrington,	Miller,	Steele,
Billings,	Hayes,	Moore,	Stephenson,
Brown,	Hill,	Morrison,	Stevens,
Canfield,	Hopkins,	Mosher,	Stinchcomb,
Clark,	Howland,	Nixon,	Thomson,
Conely,	Ireland,	Norris,	S. W. Turner,
Coon,	Jewell,	North,	Twadell,
Crandell,	S. Johnson,	Norton,	Valade,
Dowling,	W.W. Johnson,	Parsons,	Van Raalte,
Eaton,	Jones,	Phelps,	Walkinshaw,
Edwards,	Keeler,	Reed,	Welker,
Elliott,	Knight,	Rork,	Winchell,
Farr,	Laubach,	Sackrider,	White,
Gibbs,	Lee,	J. C. Sawyer,	Yeomans,
Gies,	Ludlow,	Sharts,	Speaker,
Gould,			

73

#### NAYS.

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Title agreed to.

On motion of Mr. Allen,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

#### REPORTS OF SELECT COMMITTEES.

The undersigned, four members of the select committee of five, to whom was referred the subject matter contained in the following preambles and resolution offered by the Hon. Stephen Martin, and adopted by the House January 18th, 1877, to wit:

*Whereas*, David J. Evans, Trespass Agent, has neglected and refused to report his doings in relation to said office to the Commissioner of the Land Office, that is to say, that in accordance with instructions issued from said Land Office in the following words, to-wit: "And it shall be the duty of the said David J. Evans to ascertain and make estimates of all trespasses committed upon any such lands in said counties, and report the same to this office, together with the names and residences of every person purchasing or acquiring possession of any property cut or claimed from any such lands," etc., all of which the said Evans has neglected and refused to report, in accordance with said instructions;

*And whereas*, In view of such neglect and disregard of instructions as afore-said, the Commissioner of the Land Office demanded of the said Trespass Agent all books, papers, reports, and all documentary evidence, testimony, and all

doings in relation to his official acts as Trespass Agent, all of which the said Evans refuses and declines to do ;

*And whereas,* There are good reasons to believe that the charges and expenses collected and received by the said Trespass Agent from the State Treasurer for duties alleged to have been performed appeared to be exorbitant and in excess of lawful allowances ;

*And whereas,* Many of the awards and settlements made by the said Trespass Agent are, in the opinion of many, not just and true, and are detrimental to the interests of the people of the State of Michigan ; be it therefore

*Resolved,* That the Speaker of the House appoint a select committee of five whose duty it shall be to investigate all matters in connection with the duties of said Trespass Agent during his appointment to said office. Also, that the committee have power to send for persons and papers, and that they are hereby empowered to administer oaths ;

Have had the same under consideration, and beg leave to make the following report :

Your committee find from the testimony of Leverett A. Clapp, who was Commissioner of the State Land Office from January 1st, 1873, to December 31st, 1876, that on the 3d day of January, 1873, he appointed D. J. Evans as his agent, and authorized Mr. Evans to look after the interests of the State of Michigan relative to trespasses on the State lands ; and authorized him further to bring prosecutions against trespassers, and to make reasonable compromises, or adjustments with parties, relative to trespasses on State lands, and to receive damages therefor ; that afterwards, on the 24th of June, 1874, with the approval of the Governor, Commissioner Clapp gave two other commissions to Mr. Evans, one being for the upper and one for the lower peninsula of the State of Michigan, each of the last two commissions containing the clause in relation to reporting estimates, names, and residences of parties, etc., referred to in the charge first specified.

Also, on the 26th of May, 1875, Commissioner Clapp, with the approval of Governor Bagley, commissioned Mr. Evans as Examining Agent under act 95 of the session laws of 1875.

We further find that Mr. Evans acted as Trespass Agent during the years 1874, 1875 and 1876, and that during a part of this time he has also acted as Examining Agent under the commission last referred to ; that from about the first of June, 1875, to December 31st, 1875 inclusive, he was under pay as such Examining Agent, and that from the first of January, 1876, to September 30, 1876, he was under pay as Trespass Agent, and rendered monthly accounts against the State for his expenses and services as such Trespass Agent ; that during the fiscal year ending September 30th, 1876, the said Evans acted the first three months, as above shown, as Examining Agent under act 95, Laws of 1875, and for the remainder of the year he served as Trespass Agent.

It further appears from the testimony of Commissioner Clapp, that a large number of other persons were commissioned by him under act 95, laws of 1875, aforesaid ; also, that the salaries and expenses of several of these other examining agents were paid by Mr. Evans, under whose direction they performed their services, and that all the bills rendered against the State by Mr. Evans, for his own salary and expenses, or for the salaries and expenses of other persons employed under him, whether acting as Trespass Agent, or as examining agent, were rendered on separate sheets of paper, and all such bills showed definitely which class they belonged to, and whether rendered on account of his services

and expenses, or of parties employed by him, and that all bills rendered by Mr. Evans were rendered in a very satisfactory manner.

In relation to Mr. Evans making reports, Commissioner Clapp testifies as follows:

Question. What instructions did you give Mr. Evans in regard to making up his report as Trespass Agent,—I mean his annual report filed recently?

Answer. I instructed him that in his annual report to me he should furnish the descriptions of the land from which he had derived trespass money, the amount he had received, and the amount received for expenses,—such a report as is shown in the report to me, and printed with the annual report of the Commissioner of the State Land Office.

Q. What instructions, if any, did you give him in regard to reporting names of parties settled with?

A. I told him I did not consider it advisable to furnish the names of parties. I thought it would be hardly fair to publish in the annual report the names of the parties from whom we collected trespass money. Some of them would feel delicate to have them published, and I thought that if the descriptions of the land were given, it would be sufficient.

Q. Was there any exception as to reporting the names of trespassers in case suits were necessarily commenced?

A. I told him in all cases where he failed to complete an adjustment of trespasses, he should report to me in full, the names of the parties who had committed the trespass, the witnesses, description of land, amount of timber taken, or other material, so as to furnish us with proper evidence on which to bring an action.

Q. State whether he complied with those instructions.

A. He did.

Q. Fully?

A. Fully.

Q. Were the annual reports he made those which were printed, and are on file in compliance with the instructions you gave him in regard to it?

A. They are.

Q. State whether Governor Bagley and yourself conferred with him and gave him verbal instructions from time to time; and, if so, how often?

A. We did confer with him frequently in regard to his adjustment of trespasses, probably as often as once a month. I did more frequently than that sometimes.

Q. Did not Mr. Evans very frequently report to you trespass matters and irregular land sales, and state results of his examination?

A. He did.

B. Those reports were oral and verbal?

A. They were.

Q. What instructions did you give deputy and clerks in the Land office relative to marking lands trespassed upon?

A. I instructed them to mark as trespassed such descriptions of land as Mr. Evans might furnish to them, and to retain the trespass mark upon the book of the office until Mr. Evans could adjust the case, and not permit parties to pay up on the lands, if they were part-paid lands, until Mr. Evans had notified them and had concluded the adjustment of the case or cases.

Q. Did you ever revoke any appointment which you gave him?

A. No; I never did.

Q. Was there ever any book of record in the Land Office, in which a record of trespasses was kept, other than the annual reports which he filed?

A. There was no other.

Q. Did you ever require him to keep an office in Lansing, or any other particular place?

A. I never did.

Q. What disposition did you make of correspondence that came to your hands relating to matters of trespass, from other parties about the State?

A. I had the letters and correspondence forwarded to Mr. Evans, or copies of them.

Q. Did not Mr. Evans return to the office all papers or correspondence thus referred to, whenever required to do so.

A. He did, so far as I know.

Q. Did you not consider that, as his appointment was made by you and the Governor, without any law specially authorizing this appointment, you had full authority to modify the instruction given in his commissions, verbally, as you saw the exigencies of the service required?

A. I did.

Q. And you made such modifications accordingly, verbally?

A. Yes.

Q. Please state your opinion, Mr. Clapp, as to the efficiency displayed by Mr. Evans in the execution of these trusts?

A. I think he has been a very efficient officer, and very successful as Trespass Agent.

Q. Has he not discharged the duties of that office to your entire satisfaction up to the time you retired from the office?

A. He has.

Questioned by Mr. Martin. You stated, Mr. Clapp, you did not think it advisable to publish the names of trespassers, or the persons who had trespassed; now please state the reasons you did not think it advisable?

A. The reasons were that some of the men from whom we collected money were entirely innocent; they would buy timber of parties who had stolen it from the lands, and the parties had gone out of the State, and we would track the timber to the mill and compel the mill owners to pay for the timber, and such a man would much prefer not to have his name printed as a timber thief, and if you had to publish one you would have to publish all, and I think it would not be advisable to do so.

Q. Did Mr. Evans report these names to you?

A. Yes, and I have always talked to him about them.

Governor Bagley, in answer to a letter addressed to him on this subject by the chairman of the committee under date of February 19, 1877, says:

"I advised Mr. Evans not to make public the names of trespassers, as I learned that quite a number of these were innocent purchasers and trespassers unwittingly.

"It seemed to me that so long as the Commissioner of the Land Office knew the names, and had a description of each piece of land on which the trespass was committed, it was amply sufficient. I presume Mr. Evans considered my advice in the nature of an instruction, though of course he was under the immediate instruction and orders of the Commissioner.

"I thought the advice was correct and proper, for the reasons above given."

As to the second charge, there is no testimony to show that Mr. Evans has



had any books or papers in his possession belonging to the State Land Office, but it does appear that the Trespass Agent had some memoranda at the time the demand of Commissioner Partridge was made, from which he has since rendered to the Commissioner of the State Land Office a voluminous report of his examinations of lands under Act 95 of the Session Laws of 1875, which report, according to the testimony of Mr. Evans, is of great value to the State, particularly in his showings of irregular sales of Agricultural College lands, and various other matters of trespass on part-paid Primary School, and other lands of the State.

In relation to this matter Mr. Evans testified as follows, to wit:

Q. Please state to the committee wherein the report you have made would be beneficial to the State, and how. I mean the report you filed to-day?

A. The prospective benefit to the State of Michigan consists, first in the large amount of information it furnishes in relation to trespasses on State lands, but the great advantage would consist in the showing that report makes of the great amount of Agricultural College lands which have been sold at two dollars per acre less than the law authorized in my opinion, and also of the amount of Primary School lands which have been purchased from the State upon part payment, valuable at the time of purchase as pine lands, some of which had been stripped of timber and allowed to become forfeited to the State for non-payment of interest, others stripped of timber and almost valueless, though not yet forfeited, and still other thousands of acres held by parties without much if any security that they will ever be fully paid for.

The following is a summary of that report, or of its most important matters not settled.

Number of acres of Agricultural College lands erroneously sold on quarter payments at three dollars per acre, timber not cut, 2,600 acres.

Number of acres Agricultural College lands erroneously sold on quarter payment, at three dollars per acre, timber all cut, 1,960 acres.

Number of acres of Agricultural College lands erroneously sold on quarterly payment, at three dollars per acre, stripped of pine and forfeited to the State, 440 acres.

Number of acres of Agricultural College lands erroneously sold on full payment, at three dollars per acre, timber not cut, 3,680 acres.

Number of acres of Agricultural College lands erroneously sold on full payment at three dollars per acre, timber all cut, 640 acres.

Total number of acres erroneously sold, 9,320 acres. Loss to the State in original sale yet to be recovered, \$18,640.

Amount of pine timber on above land, 6,280 acres not cut, 49,525,000 feet.

Amount of pine timber cut from 3,040 acres of above lands, 22,550,000 feet.

The whole number of acres with the estimate of pine at the time of purchase, 9,320 acres, which at the time of purchase would cut 72,075,000 feet, according to my estimate.

Number of acres of Primary School lands, held on part-paid certificates, timber not yet cut 7,680.

Amount of pine timber standing uncut on these lands, 69,100,000 feet, according to the detailed estimates given in the report.

Number of acres of Primary School lands held on part-paid certificates which have been stripped of pine timber, 2,320.

Amount of pine timber cut from these lands, according to my estimate, 25,850,000 feet.

Number of acres of primary school lands bought on part pay, stripped of pine timber, and forfeited to the State, 1,760 acres.

Amount of pine timber cut from these lands, according to my estimate given in report, 16,475,000 feet.

Total number of acres of primary school lands in the lists referred to, 11,760 acres.

Total amount of pine timber on these land when purchased from the State, 111,425,000 feet.

I do not include in these lists any matters or lands which have been settled, neither do I include a great number of less important land cases and trespasses which are to be found in the body of the report just filed in the Land office, out of which considerable sums may be realized by the State when adjusted. I mean the report this day filed.

In classing Agricultural College lands as principally valuable for timber, I have taken into consideration both quantity and quality of timber and the distance from a navigable stream.

If within five miles of such stream, and the pine timber of fair quality, and would cut 100,000 feet to each forty acres, I have classed them as principally valuable for timber at the time of sale, and believe that the sale of such lands at the rate of three per acre was an error, and without authority of law, and may be set aside and canceled by the courts.

It would be difficult for me to approximate the probable results in favor of the State in adjusting the various matters embraced in the primary school lists, but I presume the State will take some measures to prevent the wholesale destruction of pine timber on lands not yet trespassed upon, and in some way will finally receive full payment for such lands, and also will take immediate steps to require full payment on all stripped lands still held on part-paid certificates, and also will take the necessary steps to provide for settlements from the parties liable for the damages in forfeited school lands.

These matters are the most valuable of the information the State will derive from the examinations which have been conducted under my supervision, under act 95, laws of 1875.

Q. What amount of money, in your opinion, can be realized to the State, out of the cases referred to in your report, when pushed to settlement?

A. I think, from the cases of which the report furnishes a partial, or complete history, the State will realize at least \$25,000.

Q. State the instructions you had from the Commissioner, Mr. Clapp, in relation to reporting the names of trespassers and witnesses?

A. I will state just precisely my instructions from Mr. Clapp and also from Governor Bagley, which were to make the report precisely as I have made it, and as it appears in the printed reports, and I was not to include the names of parties, but was to give the subdivisions of sections with the number of town and range, with the amount of money collected, and my disposition of it.

Q. State what you were instructed to do in cases where you had to prosecute?

A. If it became necessary to prosecute cases for amounts not settled, then I was to make a report of all such cases, with all the facts in relation to the same, with the names of the parties connected therewith, and the names of witnesses who would be needed in case proceedings were instituted by the Attorney General, and the amount of timber cut in all such cases, was to be given.

Q. Have you given this information, the names of trespassers and witnesses, as contemplated in that commission, in cases where you have commenced proceedings?



A. Yes, sir; I have. The only cases up to this time where I have been unable to effect a settlement have been in connection with what are known as the Ruggles cases, and the Morgan Iron Company, in the Upper Peninsula.

Q. These are the only cases which have been commenced?

A. Yes, sir.

Q. How many of them in all?

A. There are five suits.

Q. State as to the frequency of your meetings with Governor Bagley and the Commissioner, and also the information you gave them?

A. I met them about once a month during the time I have acted as Trespass Agent, and have always conferred with them orally in relation to these settlements, and have never made an *important* settlement without having conferred with them; although under my general instructions I had authority to make these settlements, I still preferred to consult with them, they assuming all the responsibility, since I was acting as their agent.

Q. Have you not in your conferences with Governor Bagley and the Commissioner generally given them confidentially the names of the trespassers and witnesses?

A. I have, always. I believed it was a work in which we three particularly were all interested, and I was but acting under their instructions.

Q. Did Mr. Clapp, while Commissioner, ever require you to turn over, or furnish the Land Office with any documents or papers, which you did not do?

A. Never. He has asked for evidence, the names of witnesses, etc., and asked for certain papers, all of which I have furnished upon every subject and at all times when they were needed. I may also add further, it was the habit of Governor Bagley to ask me to give him memoranda from time to time of work done, and to confer with me in relation to my contemplated work, the prospect ahead for bringing things to settlement, etc.

Q. And you kept him fully advised on these matters?

A. Yes, and he seemed to take the deepest interest in all this work.

Q. Will you state to the committee the impropriety of giving the names of any of those persons who have committed trespass and who have settled with you?

A. As I stated yesterday some of these parties are original *trespassers*, and some of them are innocent *purchasers* and lumbermen, and have become liable simply on account of having been *purchasers* of the timber, or as security, and they are not trespassers; that is, some of them have settled their liability, who were in no way connected with the original trespass or wrong, and I do not think it would be proper to bring into public notoriety, as associated with trespass cases, the names of the gentlemen who only became casually liable as purchasers or sureties in these cases. On this point Mr. Clapp was interrogated and testified as follows:

Q. Mr. Clapp, it appears in evidence, that before finally settling and making the adjustment of any trespass claims, Mr. Evans was in the habit of conferring with you. Is that so?

A. Yes, sir.

Q. In so conferring with you, did he usually or always give you such a history of the cases as to enable you to determine whether the proposed settlement was equal and true?

A. Yes, sir.

An attempt was made to show by the testimony of Mr. Cameron and

Mr. Shafer that the official statement of *expenses* shown in the printed report of the Trespass Agent, was incorrect, and that the bills allowed the Trespass Agent by the Board of State Auditors, aggregated a much larger sum than there represented. But on cross examination, Mr. Cameron admitted that he had had expectations of the appointment of Trespass Agent; and that a commission had been written out for such appointment by Mr. Partridge, but that the commission was not delivered to him; also that he had included in his compilation of the expenses, all the bills rendered in the name of Mr. Evans during the fiscal year, whether as Trespass Agent or as Examining Agent, under act 95 laws of 1875.

As to the correctness of Mr. Cameron's tables, made from the printed report of the Board of State Auditors, in regard to expenses of the Trespass Agent, the chairman ruled that the investigation should be confined to the printed report. Mr. Evans objected, but consented to admit the report so far as correct, and wished it noted that he called for the original vouchers.

The chairman stated that it was the report of State officers, and should be correct, but that opportunity would be given to correct if necessary.

Mr. Evans subsequently testified that the printed report of the Board of State Auditors, from which Mr. Cameron had taken his figures, contained errors in the printing of names to bills, and his (Evans') name appeared in connection with bills that he had nothing to do with; that all of the original bills and vouchers he had rendered were on file in the office of the Auditor General, and that such original vouchers would furnish the dates, with every item in each bill.

As the majority of the committee and the chairman could not agree as to the correctness of Mr. Cameron's tables, and the conclusions to which they led, the committee have had recourse to the original vouchers for the facts in the case; said originals being submitted to their inspection, by request, by H. R. Pratt, Esq., Deputy Auditor General, and your committee, after a careful examination of said vouchers, find them allowed as follows, to-wit, for salary and expenses of Mr. Evans as Trespass Agent:

	Allowed as salary.	Allowed as expenses.
January 26, 1876.....	\$130 00	\$91 81
February 23, 1876.....	120 00	125 64
March 29, 1876.....	150 00	92 20
April 26, 1876.....	120 00	74 75
May 31, 1876.....	150 00	81 30
June 28, 1876.....	120 00	100 79
August 30, 1876.....	265 00	153 98
September 27, 1876.....	135 00	117 19
	<u>\$1,190 00</u>	<u>\$837 66</u>

The above are the only amounts allowed to Mr. Evans as Trespass Agent during the fiscal year ending September 30, 1876, and in the aggregate they agree exactly with the printed report of the Trespass Agent.

Your committee further find from their examination of said original vouchers that Mr. Evans received further allowance from the Board of State Auditors for expenses of himself and others as Examining Agents under act 95, laws of 1875, during the months of October, November, and December, 1875; also

that he was allowed bills to reimburse himself for moneys paid by him as Examining Agent under the act aforesaid, to various persons employed by him during the months of February, March, April, May, June, July, August and September, 1876, for services and expenses of such employes under that act, including allowances for hotel bills, supplies, traveling fares, etc., etc.: these bills being allowed him as follows:

<i>As Examining Agent.</i>		
Date.		Amount Allowed.
Oct. 27, 1875	-----	\$502 20
Nov. 24, "	-----	401 80
Dec. 29, "	-----	654 15
March 29, 1876	-----	242 17
May 31, "	-----	154 39
June 28, "	-----	396 02
Aug. 30, "	-----	414 43
Sept. 27, "	-----	213 93
Total	-----	<u>\$2,979 09</u>

By adding this sum to the previous allowances to Mr. Evans as Trespass Agent, and the sum total is \$5,006.76, or more than \$700.00 less than Mr. Cameron states in his testimony was paid to Mr. Evans as Trespass Agent alone.

According to the testimony of Mr. Olapp and Mr. Evans, Mr. Cameron had not only included in his tables of expenses of the trespass agency all bills rendered by Mr. Evans as Examining Agent, but he had also included all of the bills rendered by A. M. Bannister and a part of one of the bills of John Loudon, with which bills Mr. Evans had nothing whatever to do.

By computing the bills of Mr. Bannister, as found on pages 57, 58, 59, 66, 67, 68, and 81 of the report of the Board of State Auditors, together with that part of the bill of John Loudon, as found on page 82 of the same report, your committee find the sum of \$617.33 allowed to Bannister, and \$84.28 belonging to the bill of Loudon, the aggregate of the bills being \$701.61; and that these bills, as well as the bills of the examining agents, were included in the tables given by Mr. Cameron; and have no hesitation in stating that we believe the testimony of Mr. Cameron in relation to the expenses of the trespass agency is erroneous and wholly unreliable, and that the statement of such expenses contained in the printed report of the Trespass Agent is correct and true.

As to the allegation that the allowances received from the State Treasurer by the Trespass Agent, are in excess of lawful allowances, the committee will only say, Mr. Evans testified as follows:

Question by Mr. Martin: When you received this commission that you have just exhibited here, did you act for the same salary in both capacities, as Trespass Agent and as Examining Agent?

A. I was to receive the same salary in each case; that was the oral understanding.

Q. That is to say: \$5.00 per day as Trespass Agent, and \$5.00 as Examining Agent?

A. Yes, \$5.00 per day and expenses as Examining Agent, and \$5.00 per day and expenses when acting as Trespass Agent.

Q. Have you kept these accounts separate?

A. Always; and have rendered bills accordingly.

And we only add, the Board of State Auditors have allowed all these bills as rendered, and we presume not without *authority of law*.

The majority of the committee are forced to believe from all the facts developed in the investigation, that had as much zeal been displayed by the chairman of the committee to get at the facts in the case before preferring charges as was displayed afterwards to convict under them, a large amount of the expense would have been saved, both to the State and individuals; also, the majority of the committee would have been spared the mortification of seeing a report by a single individual thrust upon the attention of the House as the report of the committee, in advance of the majority report, and against the remonstrance of members of the committee as being unparliamentary and disrespectful. And we submit that the deductions and conclusions of the latter part of said pretended committee report are not true, being based upon false premises, untruthful tables, and biased interpretations of testimony.

The following extract from the retiring message of Governor Bagley, will also show that Mr. Evans had particular instructions from both the Commissioner and the Governor to collect moneys in connection with stripped lands, and fully sustains the statement contained in the Trespass Agent's report relative to his collections for conveyances of stripped lands, etc. When referring to the list of forfeited land, the Governor says:

"The large amount of forfeited lands in this list, amounting to over 33,000 acres, are mostly lands that have been bought on time, stripped of their timber, and then forfeited, resulting in great loss to the State and to the counties. This, with the losses accruing in the same way, on licensed homestead lands, induced the Commissioner and myself to endeavor in some way, to put a stop to it, and to recover for the State some of the moneys lost by it.

"For this purpose we appointed D. J. Evans as Trespass Agent, and authorized him to make proper investigations and settlements, subject to the approval of the Commissioner of the Land Office. He has collected and paid into the Treasury in three years, the net sum of \$29,390.94 over and above expenses. The legislation of 1873 and 1875, if aided by care on the part of the Land Office, ought to prevent future frauds on the school lands of the State,—but the system of licensed homesteads, leaves an open door for similar frauds on homestead lands,—and there will undoubtedly be a demand for the services of a Trespass Agent for some time to come. The appointment heretofore made was not in compliance with any express law, but the results show its importance and necessity. I fully concur in the recommendation of the Commissioner, that a law be enacted providing for such appointment, to be discontinued at the discretion of the Governor. I desire to call your especial attention to the report of the Commissioner and Trespass Agent, and to the recommendations contained therein."

A further attempt was made to show by the testimony of Mr. Cameron, that the statement of collections made by the Trespass Agent for conveyances of stripped lands, and for irregular sales, was no part of the work of the Trespass Agent; but the testimony of Commissioner Clapp, and Mr. Evans, clearly shows that the collections were all made by him as Trespass Agent, and that he could not officially collect, or receive these moneys in any other capacity, and that the various sums set forth in detail in the printed report of the Trespass Agent, were all collected by him as therein stated, and that the annual printed report of Commissioner Clapp to the Governor, gives the Trespass Agent full credit for all such collections, in these words, to wit:

“I wish to call your attention particularly to the report of Hon. D. J. Evans, who has acted under our Joint Commission, as an agent of the State, with full authority over the adjustment of trespasses on State lands. How well he has performed this responsible and disagreeable duty may readily be seen by an examination of the report, which is printed herewith. It shows that we have saved to the State through this agency \$16,377.34 above all expenses, and that under the mode of settlement adopted by Mr. Evans, the only expense to the State was \$864.22, the remaining expenses being covered by the penalty collections from the trespassers. The total collections through this agency for the past three years aggregate \$31,912.50, collected at a total expense of \$4,477.87, and of these expenses only \$990.41 came out of the State Treasury. It will therefore be seen, that at the last named comparatively trifling expense, this agency has collected and saved to the State during these last three years, the net sum of \$27,434.63. I am personally aware that our agent has had to contend with serious difficulties on account of the failure of our laws to provide specifically for the appointment of a suitable officer to do such work, and I therefore cordially endorse and approve what he has recommended in relation to the enactment of the necessary laws to provide for the appointment of such agent. Such law should be so drawn as to leave the appointment at the discretion of the Governor. In that event, the continuance of the office would wholly depend on the success attending the work. I further endorse and approve the other recommendations relative to suits at law, by or in behalf of the State, and the change in relation to homestead matters.

“And I further desire in this, my last Annual Report, to convey to Mr. Evans my heartfelt thanks for the valuable assistance he has rendered me, and to warmly commend the faithful and satisfactory work he has so well performed for the State.

“Respectfully submitted.

“L. A. CLAPP,  
“*Commissioner.*”

From the foregoing statements of Governor Bagley and Commissioner Clapp, and from the testimony bearing on this point, your committee fully agree in stating that the testimony of Mr. Cameron was again at fault, and altogether unreliable; and the conclusions of the chairman without any solid basis whatever, and that the statement made by the Trespass Agent in his printed report to the Commissioner, relative to the amounts collected by him for conveyance of stripped lands, for stolen timber, for irregular sales, and for expenses incurred, amounting in all to the sum of \$19,185.91, was a proper and legitimate statement of the facts, and his agency was entitled to the full credit of making such collections.

We deem it proper in justice to ourselves and the Trespass Agent to call attention to the following errors in the report of the chairman:

He says, “It will be noticed from the above language of the Trespass Agent in his report to his superior that the trespassers are characterized as pirates, thieves and swindlers, when in his sworn testimony they are stated to be innocent trespassers, so innocent that their names must be kept in oblivion, or rather in the custody of D. J. Evans,” and yet the evidence above shows that neither did Mr. Evans or Mr. Clapp use the term “innocent trespassers,” but some of the persons from whom he received money were innocent *purchasers* of timber, and not that all of them were innocent, as is implied in the chairman’s report. This may be inadvertence.



Again, he states that "If there is any law which allows to an officer or employé of the State, in addition to his salary and transportation, his hotel bill or board bill, your committee are ignorant of the fact," when the truth is that Mr. Dennison, when addressing the full committee, read from the statutes, as a part of his closing argument, showing, that by law the State Swamp Land Commissioner, the Board of Control of the Reform School, and the Board of State Building Commissioners are allowed their expenses in addition to their salary; and also called their attention to the fact, that the like is done in the case of all State officers and Legislative committees when abroad on special duty. Can we say the latter statement was inadvertence also?

Finally, our conclusions are that the reports made by Mr. Evans have been in all respects, in matter and form, entirely satisfactory and in accordance with the instructions of the Governor and Commissioner, who exercised the right to orally instruct him as their agent, and for whose acts they were responsible.

The late Commissioner testifies positively on this point, and distinctly states that no further record of the doings of the Trespass Agent was required than is contained in the printed reports.

The Trespass Agent does not appear to be an officer known to the law, but simply as an agent, acting under a special appointment from the Governor and Commissioner to look after the interests of the State relative to trespassers and other irregularities connected with State lands.

The Chief Executive of the State, and of the Land Department, have clothed him with full authority to travel about the State, examine trespassed lands, seize and sell unlawfully cut timber, hunt up trespassers and other parties, liable as purchasers or otherwise, of stolen timber, make compromises and settlements, and receive damages therefor.

From the facts developed in this investigation by the testimony and otherwise, we are fully satisfied that this trespass agency work is one of great importance and responsibility, and in the hands of Mr. Evans, for the last three or four years, has been conducted with marked ability and commendable fidelity.

After a patient hearing of all the testimony and proofs introduced to sustain the charges made against the Trespass Agent, we are united in our conclusion that there is no foundation in truth or justice for the allegations and charges set forth in the preambles which were the basis of this investigation.

Therefore, we unitedly report, that in our opinion there is not only no reason to censure Mr. Evans for anything pertaining to his discharge of the duties of his office, but, on the contrary, we believe he is entitled to more than ordinary commendation from the people of the State of Michigan for his tact, fidelity, and devotion to duty as Trespass Agent.

All of which is respectfully submitted, and ask to be discharged from further consideration of the subject.

ALFRED D. HALL,  
C. F. MOORE,  
S. M. STEPHENSON,  
M. A. DOWLING,  
*Majority of Special Committee.*

Report accepted and committee discharged.

The report was laid on the table.

Mr. Billings, by unanimous consent, offered the following:

*Resolved*, That it is the sense of this House, after listening to the two reports of the special committee on the investigation of the Trespass Agent, that Mr. D. J. Evans is fully exonerated, and has discharged his duties as Trespass and

Examining Agent honestly, faithfully, and to the satisfaction of the superior State officers having such examinations in charge.

On motion of Mr. Hopkins,

The resolution was laid on the table.

Mr. Stephenson offered the following:

*To the Legislature of Michigan:*

The undersigned delegation from the Upper Peninsula in the Legislature do invite the members and officers of the Michigan Legislature and the State officers to visit by excursion trip at such time during the coming summer as will best suit their pleasure the Upper Peninsula of Michigan, with a view to thereby in a social and unofficial capacity obtain a knowledge of that portion of our commonwealth.

R. H. OSBORN,  
S. D. NORTH,  
LESTER CURTISS,  
EDWARD BREITUNG,

S. M. STEPHENSON,  
A. C. DAVIS,  
H. H. STAFFORD.

Mr. Phelps, by unanimous consent, offered the following:

*Resolved* (the Senate concurring), That a select joint committee, to consist of three from the House and two from the Senate, be appointed to confer with the delegation from the Upper Peninsula, as to the invitation extended by that delegation to the Legislature and State officers to visit that portion of the State.

On motion of Mr. A. J. Sawyer,

The rules were suspended, two-thirds of all the members present voting therefor, and the concurrent resolution was put upon its immediate passage.

The concurrent resolution was then adopted.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
*Lansing, March 12, 1877.* }

*To the House of Representatives:*

I return herewith House bill No. 152, being a bill to organize the townships of Spaulding, Breen, Breitung, Stephenson, and Holmes, and to reorganize the townships of Cedarville, Ingallston, and Menominee, in the county of Menominee, as requested by a resolution of the House.

CHARLES M. CROSWELL.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
*Lansing, March 10, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to respectfully request the House to return to the Senate

House bill No. 152, entitled

A bill to organize the townships of Spaulding, Breen, Breitung, Stephenson, and Holmes, and to re-organize the townships of Cedarville, Ingallston, and Menominee, in the county of Menominee;

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*



On motion of Mr. Farr,

The request of the Senate was granted and the bill returned.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 10, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit to the House the following concurrent resolution:

*Resolved* (the House concurring), That no special charters, or general revision of charters of cities or villages which have not already passed the Senate or House, or been favorably reported by the committee on cities and villages of the Senate, or the committee on municipal corporations of the House, shall hereafter be considered; and the committee on cities and villages of the Senate, and the committee on municipal corporations of the House, are hereby instructed in all such cases still before them, or which may hereafter come before them for action, to report such bills back adversely, or with substitutes incorporating such cities or villages under the general laws, as in their discretion shall seem best,

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

On motion of Mr. Edwards,

The concurrent resolution was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 10, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 44, entitled

A bill to amend section 1 of an act entitled "An act to revise the charter of the village of Wayland," approved March 30, A. D. 1869, and to add a new section thereto, to stand as section 47;

Which has passed the Senate by a majority of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Robbins, by unanimous consent, moved to take from the general order,

1. House bill No. 87 (G. O. 81), entitled

A bill to amend sections 1, 3, and 5, of act No. 231 of the session laws of 1875, entitled "An act to prevent the sale or delivery of intoxicating liquors, wine, and beer to minors, and to drunken persons, and to habitual drunkards, to provide a remedy against persons selling liquor to husbands or children in certain cases," and to add two new sections thereto, to stand as sections six and seven;

2. House bill No. 383 (G. O. 138), entitled

A bill relative to selling, furnishing or allowing intoxicating liquors to minors under the age of eighteen years ;

3. House bill No. 107 (G. O. 172), entitled

A bill to amend sections 1, 3, 5, 6, 7, 8, 9, 10, 11, 12, 14, and 17 of act No. 288 of the laws of 1875, entitled "An act for the taxation of the business of manufacturing and selling spirituous and intoxicating, malt, brewed or fermented liquors," and to repeal act number 17, approved February 3, 1855, entitled "An act to prevent the manufacture and sale of spirituous and intoxicating liquors as a beverage," and all acts amendatory thereof or in addition thereto, said acts being sections 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, of the compiled laws of 1871, and also act number 150 of the session laws of 1873, entitled "An act to prevent the sale of spirituous and intoxicating drinks as a beverage," the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to "the manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22.

Which motion prevailed.

On motion of Mr. Robbins,

The bills were made the special order for March 27.

On motion of Mr. Welker,

The House took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called : quorum present.

Mr. Billings asked and obtained leave of absence for Mr. Willett indefinitely on account of sickness.

The House then resumed the regular order of business.

#### THIRD READING OF BILLS.

House bill No. 39 (G. O. 79), entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, and 12 of chapter 67, being sections 2116, 2117, 2118, 2119, 2120, 2121, and 2127 of the compiled laws of 1871, relating to the destruction of wolves and other noxious animals,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Miller,	Mr. Shetterly,
Allen,	Gould,	Moore,	Stafford,
Allman,	Hall,	Morrison,	Steele,
Billings,	Hamilton,	Mosher,	Stephenson,
Brown,	Hankerd,	Nixon,	Stevens,
Canfield,	Hill,	Norris,	Stinchcomb,
Chase,	Hopkins,	North,	Stone,
Cheney,	Howland,	Norton,	Thomson,
Clark,	Ireland,	Parsons,	Turck,

Mr. Conely, Coon, Crandell, Curtiss, Dowling, Edwards, Elliott, Farr, Fletcher, Gibbs,	Mr. Jewell, W.W.Johnson, Keeler, Kelley, Laubach, Lee, Little, Ludlow, McGinnis. Martin,	Mr. Palmer, Phelps, Prindle, Reed, Robbins, Rork, Ross, Sackrider, Sharts,	Mr. S. W. Turner, Twadell, Valade, Walkinshaw, Welker, White, Woodworth, Yeomana, Speaker,
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NAYS.

Title agreed to.

House bill No. 191(G. O. 88), entitled

A bill to amend an act entitled "An act concerning bail in criminal cases," approved March 31, 1840, being compiler's section 7877 of the compiled laws of 1871, by adding a new section thereto to stand as section two of said act,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Conely moved to amend the bill by inserting in line 4, of section 2, after the word "payment," the words "or the obligation ;"

Which motion prevailed, two-thirds of all the members elect voting therefor.

Mr. Hoyt moved to amend by striking out of line 4, section 2, the words "or with intent to defraud their creditors ;"

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Abbott, Allen, Allman, Billings, Brown, Canfield, Chase, Cheney, Clark, Conely, Coon, Crandell, Davis, Eaton, Elliott, Farr, Gibbs, Gies,	Mr. Gould, Hamilton, Hankerd, Harrington, Hill, Hopkins, Howland, Ireland, Jewell, S. Johnson, W. W. Johnson, Keeler, Laubach, Lee, Little, Ludlow, McGinnis, Martin,	Mr. Miller, Moore, Morrison, Mosher, Norris, North, Norton, Parsons, Palmer, Prindle, Reed, Rork, Ross, Sackrider, Sharts, Shetterly, Stafford,	Mr. Steele, Stephenson, Stevens, Stinchcomb, Thomson, Turck, S. W. Turner, Twadell, Valade, Van Raalte, Walkinshaw, Welker, Winchell, White, Woodworth, Yeomana, Speaker,
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NAYS.

Mr. Dowling, Hall, Title agreed to.	Mr. Hoyt, Nixon,	Mr. Robbins, J. C. Sawyer,	Mr. Stone,
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Mr. Lee moved that the bill be ordered to take immediate effect ;

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

House bill No. 124 (G. O. 82), entitled

A bill to amend section 86 of chapter 178 of the compiled laws of 1871, being compiler's section 5334, relative to adjournments of civil causes in justices' courts,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. McGinnis,	Mr. Sharts,
Allen,	Gould,	Martin,	Shetterly,
Allman,	Hall,	Miller,	Stafford,
Billings,	Hamilton,	Moore,	Steele,
Brown,	Hankerd,	Morrison,	Stephenson,
Canfield,	Harrington,	Mosher,	Stevens,
Chase,	Hill,	Nixon,	Stinchcomb,
Cheney,	Hopkins,	Norris,	Stone,
Clark,	Howland,	North,	Thomson,
Conely,	Hoyt,	Norton,	S. W. Turner,
Crandell,	Ireland,	Parsons,	Twadell,
Davis,	Jewell,	Palmer,	Valade,
Dowling,	S. Johnson,	Prindle,	Van Raalte,
Eaton,	W.W. Johnson,	Reed,	Walkinshaw,
Edwards,	Keeler,	Robbins,	Welker,
Elliott,	Laubach,	Rork,	White,
Farr,	Lee,	Ross,	Woodworth,
Fletcher,	Little,	Sackrider,	Yeomans,
Gibbs,	Ludlow,	J. C. Sawyer,	Speaker, 76

## NAYS.

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Title agreed to.

House bill No. 149 (G. O. 70), entitled

A bill to provide for the completion and furnishing of the State House of Correction at Ionia, and to make an appropriation therefor,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gould,	Mr. McGinnis,	Mr. Shetterly,
Allen,	Hall,	Martin,	Stafford,
Allman,	Hamilton,	Miller,	Steele,
Billings,	Hankerd,	Moore,	Stephenson,
Brown,	Harrington,	Morrison,	Stevens,
Canfield,	Hill,	Mosher,	Stinchcomb,
Chase,	Hopkins,	Nixon,	Stone,
Clark,	Howland,	Norris,	Thomson,
Conely,	Hoyt,	North,	S. W. Turner,
Coon,	Ireland,	Norton,	Twadell,
Crandell,	Jewell,	Parsons,	Valade,
Dowling,	S. Johnson,	Reed,	Van Raalte,

Mr. Eaton,	Mr. W. W. Johnson,	Mr. Robbins,	Mr. Walkinshaw,
Edwards,	Keeler,	Rork,	Welker,
Farr,	Laubach,	Ross,	White,
Fletcher,	Lee,	Sackrider,	Woodworth,
Gibbs,	Little,	J. C. Sawyer,	Yeomans,
Gies,	Ludlow,	Sharts,	Speaker,
NAYS.			

Title agreed to.

On motion of Mr. Yeomans,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 42 (G. O. 32), entitled

A bill to amend section 8, of chapter 206, being compiler's number 6567 of the compiled laws of 1871, relating to surrender of corporate rights;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Elliott,	Mr. McGinnis,	Mr. Sharts,
Allman,	Gies,	Martin,	Stafford,
Billings,	Gould,	Miller,	Steele,
Brown,	Hamilton,	Moore,	Stevens,
Canfield,	Harrington,	Morrison,	Stone,
Chase,	Hopkins,	Mosher,	Thomson,
Cheney,	Howland,	Nixon,	S. W. Turner,
Clark,	Ireland,	Norris,	Valade,
Conely,	Jewell,	Norton,	Van Raalte,
Coon,	W. W. Johnson,	Parsons,	Walkinshaw,
Crandell,	Keeler,	Reed,	White,
Davis,	Lee,	Ross,	Woodworth,
Dowling,	Little,	Sackrider,	Speaker,
Eaton,	Ludlow,		
NAYS.			

Mr. Allen,	Mr. Hoyt,	Mr. Rork,	Mr. Stinchcomb,
Farr,	S. Johnson,	J. C. Sawyer,	Twadell,
Hall,	Palmer,	Shetterly,	Welker,
Hankerd,	Prindle,	Stephenson,	Yeomans,
Hill,	Robbins,		

Pending the announcement of the vote,

Mr. Stinchcomb moved that Mr. Hopkins be excused from voting;

Which motion did not prevail.

Mr. Hopkins then voted as recorded above.

Mr. Norris moved that Mr. Davis be excused from voting;

Which motion did not prevail.

Mr. Davis then voted as recorded above.

Title agreed to.

House bill No. 147 (G. O. 90), entitled

A bill to amend section 29, of chapter 47 of the compiled laws of 1871, entitled "county drain law," being compiler's section 1773,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Miller,	Mr. Sharts,
Allman,	Hall,	Morrison,	Shetterly,
Billings,	Hamilton,	Mosher,	Steele,
Brown,	Hankerd,	Nixon,	Stevens,
Canfield,	Howland,	Norris,	Stone,
Chase,	Ireland,	North,	Thomson,
Cheney,	Jewell,	Norton,	S. W. Turner,
Clark,	S. Johnson,	Parsons,	Twadell,
Conely,	W. W. Johnson,	Prindle,	Valade,
Davis,	Keeler,	Reed,	Van Raalte,
Eaton,	Laubach,	Rork,	Walkinshaw,
Edwards,	Lee,	Ross,	Welker,
Elliott,	Little,	Sackrider,	Yeomans,
Gibbs,	Ludlow,	J. C. Sawyer,	Speaker,
Gies,	Martin,		58

## NAYS.

Mr. Allen,	Mr. Hill,	Mr. Stephenson,	Mr. Winchell,
Crandell,	Palmer,	Stinchcomb,	White,
			8

Title agreed to.

House bill No. 83 (G. O. 93) entitled

A bill to promote the early construction of a railroad through the Menominee iron range,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gould,	McGinnis,	Mr. Shetterly,
Allen,	Hall,	Markham,	Smith,
Allman,	Hamilton,	Martin,	Stafford,
Billings,	Hankerd,	Miller,	Steele,
Brown,	Hawley,	Moore,	Stephenson,
Canfield,	Hill,	Morrison,	Stevens,
Chase,	Howland,	Mosher,	Stinchcomb,
Clark,	Hoyt,	Nixon,	Stone,
Conely,	Ireland,	Norris,	Thomson,
Coon,	Jewell,	North,	S. W. Turner,
Curtiss,	S. Johnson,	Norton,	Valade,
Davis,	W. W. Johnson,	Parsons,	Van Raalte,
Dowling,	Jones,	Reed,	Walkinshaw,
Eaton,	Keeler,	Robbins,	Welker,
Edwards,	Knight,	Rork,	Winchell,
Elliott,	Laubach,	Ross,	White,
Farr,	Lee,	Sackrider,	Woodworth,
Fletcher,	Little,	J. C. Sawyer,	Yeomans,
Gibbs,	Ludlow,	Sharts,	Speaker,
Gies,			77

## NAYS.

Mr. Baldwin,	Mr. Harrington,	2
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Pending the announcement of the vote,

Mr. Welker moved that Mr. Harrington be excused from voting ;

Which motion did not prevail.

Mr. Harrington then voted as recorded above.

Title agreed to.

On motion of Mr. Stafford,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 402 (G. O. 144), entitled

A bill to detach certain territory from the present township of Little Traverse, in the county of Emmet, and to organize the same into a separate township, to be called the township of Littlefield,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Markham,	Mr. Sharts,
Allen,	Hall,	Martin,	Shetterly,
Allnan,	Hankerd,	Miller,	Smith,
Baldwin,	Harrington,	Moore,	Stafford,
Billings,	Hill,	Morrison,	Steele,
Brown,	Howland,	Mosher,	Stevens,
Canfield,	Ireland,	Nixon,	Stinchcomb,
Chase,	Jewell,	North,	Stone,
Clark,	S. Johnson,	Norton,	Thomson,
Coon,	W.W. Johnson,	Parsons,	Twadell,
Crandell,	Jones,	Palmer,	Valade,
Curtis,	Keeler,	Prindle,	Van Raalte,
Dowling,	Knight,	Reed,	Walkinshaw,
Eaton,	Laubach,	Robbins,	Winchell,
Edwards,	Lee,	Rork,	White,
Elliott,	Little,	Ross,	Woodworth,
Fletcher,	Ludlow,	Sackrider,	Yeomans,
Gibbs,	McGinnis,	J. C. Sawyer,	Speaker, 72

#### NAYS.

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The question being on agreeing to the title,

Mr. Steele moved to amend the title as follows: By changing the word "township," where it first occurs, to the plural, and inserting after "Little Traverse," the words, "and Bear Creek;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Steele,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 42, entitled

A bill to amend section 48 of chapter 154 of the revised statutes of 1846, being section 7599 of the compiled laws of 1871, relating to maliciously injuring houses and other buildings, etc. ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hamilton,	Mr. Morrison,	Mr. Smith,
Allen,	Hankerd,	Mosher,	Stafford,



Mr. Allman, Baldwin, Billings, Brown, Canfield, Clark, Coon, Curtiss, Eaton, Edwards, Farr, Fletcher, Gibbs, Gies, Gould,	Mr. Harrington, Hill, Howland, Ireland, Jewell, S. Johnson, W. W. Johnson, Jones, Keeler, Laubach, Lee, Little, Ludlow, Miller, Moore,	Mr. Nixon, North, Norton, Parsons, Palmer, Prindle, Reed, Robbins, Rork, Ross, Sackrider, J. C. Sawyer, Sharts, Shetterly,	Mr. Steele, Stephenson, Stevens, Stinchcomb, Stone, Twadell, Valade, Van Raalte, Walkinshaw, Winchell, White, Woodworth, Yeomans, Speaker,
			66
		NAYS.	0

Title agreed to.

The Speaker announced as the special committee of three, authorized by resolution of the House, to act with a like committee from the Senate in the matter of the invitation extended by the members from the Upper Peninsula to the Legislature to visit that portion of the State, Messrs. Phelps, Allen and Little.

#### MOTIONS AND RESOLUTIONS.

Mr. Conely moved to discharge the committee of the whole from the further consideration of

House bill No. 249 (G. O. 169), entitled

A bill to amend section 5, of chapter 26, of the compiled laws of 1871, being the compiler's section 1256, relative to highways,

Which motion prevailed.

On motion of Mr. Conely,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott, Allen, Allman, Baldwin, Billings, Brown, Canfield, Chase, Cheney, Clark, Conely, Coon, Crandell, Curtiss, Davis,	Mr. Farr, Fletcher, Gibbs, Gies, Gould, Hall, Hamilton, Hankerd, Harrington, Hill, Howland, Ireland, Jewell, S. Johnson, W. W. Johnson,	Mr. Lee, Little, Ludlow, Miller, Moore, Morrison, Mosher, Nixon, Norris, Norton, Parsons, Palmer, Prindle, Reed, Robbins,	Mr. J. C. Sawyer, Sharts, Shetterly, Smith, Stafford, Stevens, Stinchcomb, Stone, Twadell, Valade, Van Raalte, Walkinshaw, Welker, Winchell, White,
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Mr. Dowling, Eaton, Edwards, Elliott,	Mr. Jones, Keeler, Knight, Laubach,	Mr. Rork, Ross, Sackrider,	Mr. Woodworth, Yeomans, Speaker,	74
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## NAYS.

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Mr. Welker moved to reconsider the vote by which the House passed the bill.  
On motion of Mr. Allen,

The motion to reconsider was laid on the table.

Title agreed to.

On motion of Mr. Conely,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. W. W. Johnson moved to discharge the committee of the whole from the further consideration of

Substitute for House bill No. 5 (G. O. 89), entitled

A bill to establish a police force in the township of Grand Rapids;

Which motion prevailed.

On demand of Mr. W. W. Johnson,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott, Allen, Allman, Brown, Chase, Clark, Coon, Curtiss, Davis, Eaton, Elliott, Farr, Fletcher, Gibbs, Gould,	Mr. Hamilton, Hankerd, Harrington, Hill, Hopkins, Howland, Ireland, Jewell, S. Johnson, W. W. Johnson, Jones, Keeler, Knight, Laubach, Lee,	Mr. Ludlow, Markham, Martin, Miller, Moore, Morrison, Mosher, Norton, Parsons, Prindle, Reed, Ross, Sackrider, Sharts, Smith,	Mr. Stafford, Stephenson, Stevens, Stinchcomb, Stone, Twadell, Valade, Van Raalte, Walkinshaw, Welker, Winchell, White, Woodworth, Yeomans, Speaker,	60
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## NAYS.

Mr. Dowling, Gies,	Mr. Nixon,	Mr. Robbins,	Mr. Shetterly,	5
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Title agreed to.

On demand of Mr. W. W. Johnson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## SPECIAL ORDER.

Being the consideration of the following recommendation of the railroad committee:

1st. That the Attorney General be instructed to proceed, immediately, in conjunction with the Auditor General, to collect the balance of specific tax due

from this company, from the year 1862 to 1876; and that he employ such assistance as he may think advisable, to protect the interests of the State;

2d. That the act No. 113 of 1846, entitled "An act to authorize the sale of the Southern Railroad, and to incorporate the Michigan Southern Railroad Company," and all acts amendatory thereto be repealed, and that provisions be made to place this railroad under the general railroad laws of this State;

3d. That if the above mentioned act is not repealed, we would recommend the repeal or amendment of section 3 of act No. 138 of 1855, entitled "An act to authorize the Michigan Southern Railroad Company to consolidate with the Northern Indiana Railroad Company," in such a manner as to provide that the specific tax shall be imposed upon the road as a continuity, and that said company shall pay such portion of the tax herein imposed as the length of the operated road lying within this State bears to the whole length of the operated portion thereof. And your committee ask to be discharged from the further consideration of said portion of ex-Governor Bagley's Message.

On motion of Mr. Conely,

The recommendation of the committee was made the special order for March 21st.

Being also the consideration of

House bill No. 134 (G. O. 61), entitled

A bill relative to the acquiring of title to lands occupied by railroad companies.

On motion of Mr. Smith,

The House went into committee of the whole on the special order,

Mr. Moore in the chair.

After some time spent therein the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 134 (G. O. 61), entitled

A bill relative to the acquiring of title to lands occupied by railroad companies;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

C. T. MOORE, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the amendments made to the bill by the committee of the whole,

The House concurred.

The bill was then placed on the order of third reading of bills.

#### GENERAL ORDER.

On motion of Mr. Allen,

The House went into committee of the whole on the general order,

Mr. Hall in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 19 (G. O. 7), entitled

A bill to provide for the employment of council by private parties upon the trial of criminal causes in courts of record, and to regulate the compensation thereof,

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

A. D. HALL, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the action of the committee in striking out all after the enacting clause of the bill,

Mr. Welker moved that the House do now adjourn ;

Which motion did not prevail.

Mr. Hamilton demanded the yeas and nays on the question of concurring.

The demand was seconded, and the action of the committee of the whole was concurred in, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Edwards,	Mr. Kelley,	Mr. Shetterly,
Allen,	Farr,	Knight,	Stafford,
Billings,	Gould,	Lee,	Steele,
Brown,	Hall,	Ludlow,	Stephenson,
Canfield,	Harrington,	Martin,	Stevens,
Chase,	Hawley,	Moore,	Stone,
Cheney,	Hayes,	Morrison,	Van Raalte,
Conely,	Howland,	Mosher,	Walkinshaw,
Coon,	Ireland,	Norris,	Winchell,
Crandell,	Jewell,	Palmer,	White,
Curtiss,	W.W. Johnson,	Prindle,	Yeomans,
Davis,	Jones,	Rork,	Speaker,
Dowling,	Keeler,	A. J. Sawyer,	51

#### NAYS.

Mr. Allman,	Mr. Hill,	Mr. Nixon,	Mr. Sharts,
Clark,	Hopkins,	North,	Stinchcomb,
Eaton,	Hoyt,	Norton,	Thomson,
Elliott,	S. Johnson,	Reed,	Turck,
Fletcher,	Laubach,	Robbins,	Twadell,
Gibbs,	Little,	Ross,	Valade,
Hamilton,	Markham,	Sackrider,	Welker,
Hankerd,	Miller,	J. C. Sawyer,	31

Pending the announcement of the vote,

Mr. Crandell moved that Mr. Conely be excused from voting ;

Which motion did not prevail.

Mr. Conely then voted as recorded above.

The title and enacting clause were laid on the table.

The Speaker also announced the following communication :

AGRICULTURAL COLLEGE, }  
Lansing, Mich., 12th of March, 1876. }

HON. J. T. RICH, *Speaker House of Representatives* :

DEAR SIR,—As you will see by the enclosed programme, the Michigan Bee-keepers' Association will convene in the Supreme Court room on the evening of Wednesday next, continuing its sessions during Thursday. We should not only be pleased, but consider it an honor, if any of your honorable body should find

it pleasant and convenient to attend any of our sessions. Will you be so kind as to extend the invitation.

Very respectfully yours,

A. J. COOK,  
*President Mich. B. K. A.*

Laid on the table.

Mr. Conely moved that the House take a recess until 7:25 this evening;

Pending which,

Mr. Norton moved that the House do now adjourn;

Which motion did not prevail.

The House then took a recess until 7:25 o'clock this evening.

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#### EVENING SESSION.

7:25 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The Speaker announced a communication from Mr. S. B. McCracken, relative to the special order of the evening.

On motion of Mr. Hawley,

The communication was read at length, as follows:

*To the Hon. J. T. Rich. Speaker of the House of Representatives:*

SIR—In respectfully addressing the House through you, and asking it to receive and consider this communication, I beg leave to say that my only regret in connection with the subject matter of your special order for this evening (Senate joint resolution No. 2) is that it should have consumed so much of the valuable time of the House. Were it by any fault of mine, I should feel that instead of approaching the House with a petition asking its further consideration, my petition ought to be that the House would receive my humble apology. But as representing the work that you are considering, I most respectfully but firmly maintain that the measure is before you in a form which upon the record gives it an honorable status and standing.

While the House has with great patience given the measure its attention, it is so well accredited that it cannot be regarded as an intruder, nor does it seem to me that it can be justly charged with having been obtrusive. Certainly after the measure had passed the House, its friends were not responsible for its reconsideration. What has since been done has been strictly within the line of parliamentary action, and has been no more than earnest men, conscious that they were not urging an unworthy measure, might and should have done. I should myself have been content with the vote of Friday last, and my consent to its reconsideration was given only out of deference to the friends of the measure in the House, who seemed to feel that their position was misunderstood to their disadvantage.

Could I have foreseen that the subject would have taken so much of the time of the House, as well as my own time, it would not have been here at all, and, personally, I have become quite indifferent to its fate. It is only with the hope of placing the matter more clearly before you, and not in advocacy, and also that my own position may not be misjudged, that I now write.

So far as the work itself is concerned, I have no fear of criticism. It is large-

ly a compilation, and is intended to be representative, and if, as has been suggested, it contains some chaff, it is because the period has evolved chaff as well as wheat, and it would not be a faithful record if it did not represent both. Certainly the work is not to be made a vehicle for the promulgation of opinions, either political or religious, that may be regarded as peculiar. Many shades of opinion are represented in the work through public orations and through sermons by leading ministers in the State, but it is the province of the editor rather to represent the opinions of others than to promulgate his own.

It was my intention some months ago, to embody in the work a review of the political events of the year, including biographical sketches of the State officers and members of the Legislature, similar to those contained in the legislative manual. The completion of the abstracts of the school, and other exhibits at the Centennial exhibition, has, however, shown that the entire of the unprinted part of the book, except the initial pages, will be required for matters connected with the Michigan department, at Philadelphia. Hence, the biographical feature will be omitted. A few pages, however, will be devoted to general statistical matter, social, industrial and political.

Having been asked a great many times what the unprinted part of the book was to contain, this is given in answer.

I protest that the measure before the House is no "job." Whatever poor ability I may have in any direction, I frankly confess my incapacity to put up a job on the Legislature or anybody else. It is not in my line. Nor is there a book agent in the case at all. I have neither made nor proposed any of those combinations that have given a peculiar fame to American legislation these latter years; nor have I authorized any such proposals to be made. They would be rejected if made, as any advantages that the measure might promise would be rejected if secured at an unworthy price. The measure is here with clean skirts, and must stand or fall on its merits.

The House will not misunderstand me as claiming any right to be considered a party in interest in the matter before it. The State is the only party in interest, and the only party that should be consulted. But I have a right, where my motives and my actions have been misjudged, to respectfully and firmly insist that I be heard, for an adverse vote of the House on the proposition before it, if predicated upon objections that have been urged, that are outside of and foreign to the merits of the measure, would have all the moral force of an attainder.

Saying thus much, with the hope of placing the merits of the question more clearly before the House, I shall be not only content, but gratified with its verdict upon the merits, whatever it may be.

S. B. McCRACKEN.

LANSING, March 14, 1877.

The communication was laid on the table.

The Speaker having announced that the hour had arrived for the

SPECIAL ORDER.

On motion of Mr. Conely,

The House went into committee of the whole, on the special order,  
Mr. Canfield in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following joint resolution:



Senate joint resolution No. 2, entitled

A joint resolution authorizing the purchase of certain books of a public nature, for the use of the State,

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

L. H. CANFIELD, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the action of the committee of the whole in striking out all after the enacting clause of the joint resolution,

On motion of Mr. Norris,

The House concurred.

The title and preamble were laid on the table.

Mr. Stone, by unanimous consent, offered the following resolution :

*Resolved*, That the use of this hall for to-morrow (Wednesday) evening be respectfully tendered to Dr. C. T. Wilbur, Superintendent of the Illinois State "Asylum for Feeble-Minded Children," to address the members of the Senate and House on the subject of "Idiocy and the Treatment of Idiots," in accordance with an invitation extended to him by concurrent resolution heretofore passed.

Which was adopted.

On motion of Mr. Edwards,

The House adjourned.

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*Lansing, Wednesday, March 14, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Ferris.

Roll called : quorum present.

Absent without leave, Messrs. N. Baker and Mills.

Mr. Chase asked and obtained leave of absence for N. Baker, for the day.

Mr. Kelley asked and obtained leave of absence for Mr. Mills and himself, for the day.

#### PRESENTATION OF PETITIONS.

No. 720. By Mr. W. W. Johnson : Petition of Thos. Robinson, H. Edwards, Wm. Jewell and others of Isabella county, for a strict prohibitory liquor law ;

Referred to the committee on liquor traffic.

No. 721. By Mr. W. W. Johnson : Petition of L. R. Davis, H. Allen, R. A. Rounds and others, asking for a law to admit ladies to the Agricultural College ;

Referred to the committee on the Agricultural College.

No. 722. By Mr. W. W. Johnson : Petition of S. Langdon, C. Kellogg, L. R. Davis and others, asking for a law to establish uniform rates on railroads ;

Referred to the committee on railroads.

No. 723. By Mr. W. W. Johnson : Petition of H. Allen, A. W. Meech, Geo.



Meech and others, asking that the county superintendency of schools be not restored ;

Referred to the committee on education :

No. 724. By Mr. W. W. Johnson: Petition of A. D. Cheesebro, E. Mills, A. W. Meech, and others, to reduce the rate of interest to seven per cent ;

Referred to the committee on State affairs.

No. 725. By Mr. Nixon ; Remonstrance of H. A. Shaw, and 114 others, against the passage of a bill to prevent the hounding of deer ;

Referred to the committee on State affairs.

No. 726. By Mr. Robbins: Remonstrance of Danforth Keyes, F. S. Snow, John S. Clark, E. F. Miner, James Halladay, and 100 other citizens of Clinton, Lenawee county, against any change in the liquor tax law, whereby the money arising from said tax shall be transferred to the county poor fund ;

Referred to the committee on the liquor traffic.

No. 727. By Mr. Norton: Petition of Geo. Jackson, Wm. Jenks, Paul Park, and 12 other voters in Oakland county, in regard to the size of a bushel of apples ;

Referred to the committee on State affairs.

No. 728. By Mr. Norton: Petition of Jas. Bagley, Israel Bigford, Geo. Jackson, and 45 others, of Oakland county, for a uniform rate of freight and the incorporation of all railroads under the general law ;

Referred to the committee on railroads.

No. 729. By Mr. Markham: Petition of Jno. W. Schuyler, D. L. Akey, H. W. Whiteman, and 40 others, for a lower rate of interest ;

Referred to the committee on State affairs.

No. 730. By Mr. Howland: Petition of V. C. Smith, R. C. Barney, S. B. Ellsworth, and 50 others, of Kalamazoo, requesting the passage of House bill No. 340, for the increase of skilled workmen ;

Referred to the committee on manufactures.

No. 731. By Mr. Winchell: Petition of J. W. Hecks, Wm. Cox, E. C. Knight, G. H. Anderson, E. T. Crispe, and 155 others, for the passage of the bill making an appropriation of swamp lands for the improvement of Gun river, Allegan county ;

On request of Mr. Winchell,

Referred to the committee on public lands.

No. 732. By Mr. Winchell: Remonstrance of O. E. Yates, M. D., C. W. Hawley, M. D., Daniel Earle, Jacob V. Rogers, E. C. Knapp and others, protesting against the injustice of sustaining by State appropriation or association with the University one school of medicine to the exclusion of another ;

Referred to the committee on the University.

No. 733. By Mr. Welker: Petition of A. N. Fuller and others, for a uniform rate of transportation, and the incorporation of all railroads under general law ;

Referred to the committee on railroads.

No. 734. By Mr. Welker: Petition of A. N. Fuller for a lower rate of interest ;

Referred to the committee on State affairs.

No. 735. By Mr. Welker: Petition of A. N. Fuller and others, for a standard bushel of apples ;

Referred to the committee on State affairs.

No. 736. By Mr. Gies: Petition of James J. Martin and 386 others, for the passage of H. B. 340, to provide for the increase of skilled workmen ;

Referred to the committee on manufactures.

No. 737. By Mr. W. W. Johnson: Communication of J. P. Vandermuelen, relative to the manufacture and sale of liquors;

On demand of Mr. W. W. Johnson,

The communication was read at length.

Referred to the committee on the liquor traffic.

No. 738. By Mr. Hawley: Remonstrance of nearly 200 citizens of Wyandotte, against the division of Wayne county:

On demand of Mr. Hawley,

The remonstrance was read at length.

Mr. Hawley moved that it be spread at large on the journal;

Which motion did not prevail.

Referred to the committee on towns and counties.

No. 739. By Mr. Wood: Petition of Enoch M. Winslow, D. Fitzgerald, A. B. Paine, G. W. Fisk, and 235 citizens of the State of Michigan, in favor of a law providing for the appointment of a special commissioner to examine the condition and management of the public schools of the State, and report plans and recommendations for their improvement;

Referred to the committee on education.

No. 740. By Mr. F. A. Baker: Petition of Jas. McMillan and many others, relative to the charter of Detroit;

Referred to the committee on municipal corporations.

No. 741. Mr. F. A. Baker: Petition of James Benson and many others, on the same subject;

Referred to the committee on municipal corporations.

No. 742. By Mr. Hall: Petition of Justus Lowe, Chas. Lord, Henry Clark, and 47 others, citizens of Lenawee county, for a law restricting the rate of interest;

Referred to the committee on State affairs.

No. 743. By Mr. Hall: Petition of Cyrus Mead, S. V. R. Ely, D. C. Pennington and 37 others, of Lenawee county, for a law to regulate the size of a bushel of apples by weight;

Referred to the committee on State affairs.

No. 744. By Mr. Hall: Petition of M. J. Martin, L. M. Camburn, John Stewart, and 86 others, of Lenawee county, praying for a stringent law regulating the rate of interest;

Referred to the committee on State affairs.

No. 745. By Mr. Hall: Protest of John Boyd, E. L. Russell, John C. Milts, and 94 others, citizens of Lenawee county, against any law restoring the office of county superintendents of schools;

Referred to the committee on education.

No. 746. By Mr. Hall: Petition of J. W. Osband, Geo. V. Osgood, John Boyd and 16 others, citizens of Lenawee county, relative to the admission of girls to the Agricultural College;

Referred to the committee on the Agricultural College.

#### REPORTS OF STANDING COMMITTEES.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 220, entitled

A bill to amend sections 4, 6, 7, 42 and 58 of an act, entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring

Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March 16, 1867, as amended by the several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Laubach,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hamilton,	Mr. Markham,	Mr. Smith,
Allman,	Harrington,	Martin,	Stafford,
Baldwin,	Hayes,	Miller,	Steele,
Billings,	Hill,	Mills,	Stephenson,
Brown,	Hopkins,	Morrison,	Stevens,
Canfield,	Howland,	Nixon,	Stinchcomb,
Chase,	Hoyt,	Norris,	Stone,
Clark,	Ireland,	Norton,	Turck,
Conely,	Jewell,	Parsons,	S. W. Turner,
Coon,	W. W. Johnson,	Palmer,	Twadell,
Curtiss,	Jones,	Prindle,	Valade,
Davis,	Keeler,	Reed,	Van Raalte,
Dowling,	Knight,	Robbins,	Walkinshaw,
Edwards,	Laubach,	Rork,	Welker,
Elliott,	Lee,	Ross,	Winchell,
Farr,	Little,	J. C. Sawyer,	White,
Ferguson,	Ludlow,	Sharts,	Yeomans,
Gould,	McArthur,	Shetterly,	Speaker,
Hall,			

73

#### NAYS.

0

Title agreed to.

On motion of Mr. Laubach,

By a vote of two-thirds of all the members elect, the bill was ordered take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No 325, entitled

A bill to incorporated the village of Millington,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. McArthur,	Mr. Sharts,
Allen,	Gould,	Markham,	Shetterly,
Allman,	Hall,	Martin,	Stafford,
F. A. Baker,	Hamilton,	Miller,	Steele,
Baldwin,	Hankerd,	Mills,	Stephenson,
Billings,	Harrington,	Moore,	Stevens,
Brown,	Hawley,	Morrison,	Stinchcomb,
Canfield,	Hayes,	Nixon,	Stone,
Chase,	Hopkins,	Norris,	Turck,
Cheney,	Howland,	North,	S. W. Turner,
Clark,	Hoyt,	Norton,	Twadell,
Conely,	Ireland,	Parsons,	Valade,
Coon,	Jewell,	Palmer,	Van Raalte,
Crandell,	W. W. Johnson,	Prindle,	Walkinshaw,
Curtiss,	Jones,	Reed,	Welker,
Davis,	Keeler,	Robbins,	Winchell,
Dowling,	Knight,	Rork,	White,
Eaton,	Laubach,	Ross,	Yeomans,
Edwards,	Lee,	Sackrider,	Speaker,
Farr,	Ludlow,	A. J. Sawyer,	79

## NAYS.

0

Title agreed to.

On motion of Mr. Mills,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. A. J. Sawyer, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 453 (G. O. 193), entitled

A bill to amend sections 1 and 3 of title 1, of an act entitled "An act to incorporate the city of Ishpeming," approved April 10, 1873, and to amend section 6 of title 2, and section 10 of title 5 of act No. 395 of the laws of 1875, entitled "An act to amend an act to incorporate the city of Ishpeming," approved May 30th, 1875;

Which motion prevailed.

On motion of Mr. A. J. Sawyer,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. McGinnis,	Mr. A. J. Sawyer,
Allen,	Gould,	Markham,	Shetterly,
F. A. Baker,	Hall,	Martin,	Smith,
Baldwin,	Hamilton,	Miller,	Stafford,
Billings,	Harrington,	Mills,	Steele,

Mr. Brown,	Mr. Hill,	Mr. Moore,	Mr. Stephenson,
Canfield,	Hopkins,	Morrison,	Stevens,
Chase,	Howland,	Mosher,	Stone,
Cheney,	Hoyt,	Nixon,	Thomson,
Clark,	Ireland,	Norris,	Turck,
Conely,	Jewell,	North,	S. W. Turner,
Crandell,	W. W. Johnson,	Norton,	Twadell,
Curtiss,	Jones,	Parsons,	Valade,
Davis,	Keeler,	Palmer,	Walkinshaw,
Dowling,	Knight,	Prindle,	Welker,
Eaton,	Laubach,	Reed,	Winchell,
Elliott,	Lee,	Rork,	Yeomans,
Farr,	Ludlow,	Ross,	Speaker,
Ferguson,			

NAYS.

73  
0

Title agreed to.

On motion of Mr. A. J. Sawyer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on elections:

The committee on elections, to whom was referred

Senate bill No. 130, entitled

A bill providing for two voting precincts for the township of Calumet, in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

A. J. SAWYER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. A. J. Sawyer,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Hall,	Mr. Miller,	Mr. Shetterly,
Allman,	Hankerd,	Mills,	Smith,
F. A. Baker,	Harrington,	Moore,	Stafford,
Billings,	Hayes,	Morrison,	Steele,
Brown,	Hill,	Mosher,	Stephenson,
Canfield,	Hopkins,	Nixon,	Stevens,
Chase,	Howland,	Norris,	Stone,
Cheney,	Ireland,	North,	Thomson,
Clark,	Jewell,	Norton,	Turck,
Crandell,	W. W. Johnson,	Parsons,	S. W. Turner,
Curtiss,	Jones,	Palmer,	Twadell,
Davis,	Keeler,	Prindle,	Valade,

Mr. Dowling, Eaton, Elliott, Farr, Ferguson, Gibbs, Gould,	Mr. Knight, Laubach, Lee, Ludlow, McGinnis, Markham, Martin,	Mr. Reed, Rork, Ross, Sackrider, A. J. Sawyer J. C. Sawyer,	Mr. Van Raalte, Walkinshaw, Winchell, White, Yeomans, Speaker,
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74

## NAYS.

Title agreed to.

On motion of A. J. Sawyer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 360, entitled

A bill to amend section 76, of chapter 12, of the compiled laws of 1871, being compiler's section 712, so that township treasurers shall not hold the office for more than two years in succession;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 253, entitled

A bill to provide for the prevention and punishment of horse stealing,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Billings,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 285, entitled

A bill to amend an act entitled "An act to prevent the destruction of muskrats and muskrat houses," approved April 3, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred

House bill No. 275, entitled

A bill to compel parties engaged in securing ice, to give notice of the location,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Billings,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on mines and minerals :

The committee on mines and minerals, to whom was referred

House bill No. 483, entitled

A bill to remove the School of Mines in the University of Michigan to some point upon the Upper Peninsula, and making appropriations for maintaining the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

A. C. DAVIS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations :

The committee on private corporations, to whom was referred

Senate bill No. 111, entitled

A bill relative to the punishment of bank, safe, and vault robbery ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. F. HARRINGTON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following :

EXECUTIVE OFFICE, )  
Lansing, March 13, 1877. )

To the House of Representatives :

I have this day approved, signed, and deposited in the office of the Secretary of State,



An act to change the name of the township of Sable, in Iosco county, to Au Sable;

An act to repeal section 9 of article 12 of an act entitled "An act to incorporate the village of Imlay City, in Lapeer county," approved April 4th, 1873, as amended by act No. 323 of the session laws of 1875.

CHARLES M. CROSWELL.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE,  
Lansing, March 10, 1877. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

Joint resolution to give immediate effect to a bill heretofore passed for purchase of books for State Library,

CHARLES M. CROSWELL.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE,  
Lansing, March 12, 1877. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to facilitate the organization of mutual benefit and coöperative associations within this State.

CHARLES M. CROSWELL.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 13, 1877. }

*To the Speaker of the House:*

SIR,—I am instructed by the Senate to re-return to the House the following bill:

House bill No. 152 (printed No. 91), entitled

A bill to organize the townships of Spalding, Breen, Breitung, Stephenson, and Holmes, and to re-organize the townships of Cedarville, Ingallston, and Menominee, in the county of Menominee;

And to inform the House that the Senate has amended the same by inserting after the word "herein," in line 7 of section 9, the following, "and at such election the qualified voters shall elect by ballot persons to fill the various township offices, in manner and form as provided by the general laws of this State, in cases of township elections,"

In the passage of which as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the amendments made to the bill by the Senate,

The same were concurred in, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Markham,	Mr. J. C. Sawyer,
Allman,	Hall,	Martin,	Shetterly,
F. A. Baker,	Hamilton,	Miller,	Stafford,
Billings,	Hankerd,	Mills,	Steele,
Brown,	Harrington,	Moore,	Stephenson,
Canfield,	Hayes,	Morrison,	Stinchcomb,
Chase,	Hopkins,	Mosher,	Stone,
Cheney,	Howland,	Nixon,	Thomson,
Clark,	Ireland,	North,	Turck,
Conely,	Jewell,	Norton,	S. W. Turner,
Coon,	W. W. Johnson,	Parsons,	Twadell,
Crandell,	Jones,	Prindle,	Valade,
Curtiss,	Keeler,	Reed,	Walkinshaw,
Dowling,	Knight,	Robbins,	Winchell,
Eaton,	Lee,	Rork,	White,
Edwards,	Ludlow,	Ross,	Woodworth,
Farr,	McGinnis,	Sackrider,	Speaker,
Gibbs,			

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## NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Allen, by unanimous consent, moved that the clerk be instructed to transmit a respectful message to the Governor, requesting the return of

House bill No 329, entitled

A bill to revise and amend the charter of the village of Saline, in the county of Washtenaw;

Which motion prevailed.

Mr. Palmer, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

Senate bill No. 15, entitled

A bill to amend sections 14, 25, 28, and 38, and to add four new sections, to stand as sections 65, 66, 67, and 68, of an act entitled "An act to incorporate the village of Cedar Springs," approved March 18th, 1871;

Which motion prevailed.

On motion of Mr. Palmer,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gould,	Mr. McArthur,	Mr. Stevens,
Allman,	Hall,	Martin,	Stinchcomb,
F. A. Baker,	Hamilton,	Miller,	Stone,
Billings,	Hankerd,	Mosher,	Thomson,
Brown,	Hopkins,	Nixon,	S. W. Turner,

Mr. Canfield,	Mr. Howland,	Mr. Norton,	Mr. Twadell,	
Chase,	Ireland,	Parsons,	Valade,	
Clark,	Jewell,	Prindle,	Van Raalte,	
Conely,	S. Johnson,	Reed,	Walkinshaw,	
Coon,	W.W. Johnson,	Robbins,	Welker,	
Curtiss,	Jones,	Ross,	Winchell,	
Eaton,	Keeler,	Sackrider,	White,	
Elliott,	Knight,	Shetterly,	Woodworth,	
Farr,	Lee,	Stafford,	Yeomans,	
Ferguson,	Little,	Steele,	Speaker,	63
Gibbs,	Ludlow,	Stephenson,		0
NAYS.				

Title agreed to.

On motion of Mr. Palmer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Allman, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

Senate bill No. 70, entitled

A bill to amend act No. 82 of the session laws of 1873, approved April 15, 1873, by adding one new section thereto to stand as section 22, providing for the organization of mutual fire insurance companies to insure property in cities and villages exclusively ;

Which motion prevailed.

On motion of Mr. Allman,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Hall moved that the rule requiring the reconsideration of a vote to be on the same or the next succeeding day be suspended, that he might be allowed to make a motion to reconsider the vote by which the House, on the 10th ult., made an amendment to the bill ;

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Hall moved to reconsider the vote by which the House concurred in the amendment made to the bill, by which the following proviso was added to the end of recited section 22: "Provided further, that this act shall apply to St. Joseph county, in this State, only."

Which motion prevailed.

The question being on concurring in the amendment,

The House did not concur.

Mr. Harrington offered to amend by adding to the end of recited section 22, the following:

"*Provided further*, That companies so organized shall not take risks outside of the county where its headquarters or principal office is located, or any county adjoining said county ;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Mosher moved that the bill be recommitted to the committee of the whole ;

Which motion did not prevail.

Mr. Billings moved that the bill be laid on the table ;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Allman,	Mr. Harrington,	Mr. Markham,	Mr. Stafford,
Baldwin,	Hawley,	Martin,	Steele,
Brown,	Hayes,	Miller,	Stephenson,
Cheney,	Hill,	Mills,	Stevens,
Clark,	Hopkins,	Mosher,	Stone,
Crandell,	Howland,	Nixon,	Thomson,
Davis,	Ireland,	North,	Turck,
Eaton,	S. Johnson,	Norton,	Twadell,
Edwards,	W.W. Johnson,	Parsons,	Valade,
Elliott,	Jones,	Phelps,	Walkinshaw,
Ferguson,	Keeler,	Prindle,	Welker,
Gibbs,	Laubach,	Reed,	Winchell,
Gould,	Little,	Ross,	White,
Hall,	Ludlow,	Sackrider,	Woodworth,
Hamilton,	McArthur,	J. C. Sawyer,	Yeomans,
Hankerd,	McGinnis,	Shetterly,	Speaker, 64

## NAYS.

Mr. Abbott,	Mr. Chase,	Mr. Morrison,	Mr. Robbins,
Allen,	Conely,	Norris,	Rork,
Billings,	Moore,	Palmer,	Stinchcomb, 12

Pending the announcement of the vote,

Mr. Steele moved that Mr. Conely be excused from voting ;

Which motion did not prevail.

Mr. Conely then voted as recorded above.

Mr. Davis moved that Mr. North be excused from voting ;

Which motion did not prevail.

Mr. North then voted as recorded above.

Mr. Hayes moved that Mr. Allen be excused from voting ;

Which motion did not prevail.

Mr. Allen then voted as recorded above.

Mr. Jones moved that Mr. Moore be excused from voting ;

Which motion did not prevail.

Mr. Moore then voted as recorded above.

Title agreed to.

Mr. Allman moved that the bill be ordered to take immediate effect ;

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

Mr. Stone, by unanimous consent, moved that the use of this Hall be granted to Dr. C. T. Wilbur, Superintendent of the Illinois State "Asylum for Feeble-Minded Children," to address the members of the Senate and House on the subject of "Idiocy and the Treatment of Idiots," for Thursday evening, instead of Wednesday evening as heretofore ordered ;

Which motion prevailed.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, March 13, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 373 (printed No. 151), entitled

A bill to amend compiler's section 3057, being section 4 of chapter 108 of compiled laws of 1871, relative to the notice of the election of trustees of religious societies;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Th bills was referred to the committee on engrossment and enrollment for enrollment.

Mr. Thomson, by unanimous consent, offered the following resolution:

*Resolved*, That the Clerk of the House is hereby instructed to transmit a respectful message to the Governor, asking the return of

House bill No. 501, entitled

A bill to detach certain territory from the present township of Otsego Lake, in Otsego county, and to organize the same into a separate township to be known as the township of Hayes;

Which was adopted.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 13, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 66, entitled

A bill to amend section 470 of the compiled laws of 1871, relative to the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local administrative and legislative powers;

2. Senate bill No. 87, entitled

A bill providing for the transfer of unexpended balances of appropriations;

3. Senate bill No. 64, entitled

A bill to amend section 7980 of the compiled laws of 1871, relative to inquests, being section 11 of chapter 167, of the revised statutes of 1846;

4. Senate bill No. 60, entitled

A bill to provide for the safety of persons attending public assemblies;

5. Senate bill No. 90, entitled

A bill to amend an act entitled "An act relative to laying out, altering, and discontinuing highways," being chapter 26 of compiled laws of 1871, by adding thereto a new section, to stand as section 21;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title and referred to the committee on State affairs.

The second named bill was read a first and second time by its title, and referred to the committee on ways and means.

The third named bill was read a first and second time by its title, and referred to the committee on State affairs.

The fourth named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The fifth named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 13, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 79, entitled

A bill to amend section 4 of an act entitled “An act to incorporate the public schools of the city of Battle Creek,” approved March 17, 1871, being act No. 490 of the session laws for the year 1871, and to add thereto three new sections to stand as sections No. 10, 11, and 12;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on education.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 13, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 2 (printed No. 43) entitled

A bill to incorporate the village of Ithaca,

And to inform the House that the Senate has amended the same as follows:

1. By striking out in section 2 of Article VI. all of the eighth subdivision after the word “brokers.”

2. By striking out the word “said” where it first occurs in line 3 of section 4 of Article XVI. and inserting “this” in lieu thereof.

3. By striking out the word “assessor’s” in line 3 of section 5 of Article XVI. and inserting “president’s” in lieu thereof.

4. By striking out the word “assessor” in line 4 of section 5 of Article XVI. and inserting “president” in lieu thereof; also by striking out “fifteen” in same line and inserting “fourteen” in lieu thereof.

5. By inserting after the word “for” in line 2, section 1, of Article XXIII. the word “within.”

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. Turck moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. McGinnis,	Mr. Shetterly,
F. A. Baker,	Gould,	Martin,	Smith,
Baldwin,	Hall,	Miller,	Stafford,
Billings,	Haukerd,	Moore,	Steele,
Brown,	Hawley,	Morrison,	Stephenson,
Chase,	Hopkins,	Mosher,	Stone,
Cheney,	Howland,	Nixon,	Thomson,
Clark,	Ireland,	Norris,	Turck,
Conely,	S. Johnson,	North,	Twadell,
Coon,	W.W. Johnson,	Norton,	Valade,
Crandell,	Jones,	Parsons,	Van Raalte,
Curtiss,	Keeler,	Phelps,	Walkinshaw,
Davis,	Knight,	Prindle,	Welker,
Eaton,	Laubach,	Robbins,	Winchell,
Edwards,	Lee,	Rork,	White,
Farr,	Little,	Ross,	Woodworth,
Ferguson,	Ludlow,	Sackrider,	Speaker,
Gibbs,	McArthur,	Sharts,	71

## NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Crandell,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

The House resumed the order of

## MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,  
Lansing, March 13, 1877. }

To the Speaker of the House of Representatives :

SIR,—I am instructed by the Senate to return to the House the following bill :

House bill No. 17 (printed No. 149), entitled

A bill to detach certain territory from the present township of Burt, in the county of Cheboygan, and organize the same into a separate township to be known as the township of Nunda.



In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

### THIRD READING OF BILLS.

House bill No. 134 (G. O. 61), entitled

A bill relative to the acquiring of title to lands occupied by railroad companies,

Was read a third time, and pending the taking of the vote on the passage thereof.

Mr. Smith moved to amend the bill by inserting after the word "where" in line 1, section 1, the words "at the time of the passage of this act;"

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

The bill was then passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

### YEAS.

Mr. Allman,	Mr. Hall,	Mr. Ludlow,	Mr. Smith,
N. Baker,	Hankerd,	McGinnis,	Stafford,
Billings,	Harrington,	Martin,	Steele,
Canfield,	Hawley,	Mills,	Stinchcomb,
Chase,	Hayes,	Mosher,	Thomson,
Clark,	Hopkins,	Nixon,	Turck,
Conely,	Howland,	Norris,	S. W. Turner,
Coon,	Hoyt,	North,	Twadell,
Crandell,	Ireland,	Norton,	Van Raalte,
Curtiss,	Jewell,	Palmer,	Walkinshaw,
Davis,	S. Johnson,	Prindle,	Welker,
Dowling,	W.W. Johnson,	Reed,	Willett,
Edwards,	Keeler,	Robbins,	Winchell,
Elliott,	Kelley,	Rork,	White,
Farr,	Knight,	Ross,	Woodworth,
Gibbs,	Laubach,	Sackrider,	Yeomans,
Gies,	Lee,	Sharts,	Speaker,
Gould,	Little,	Shetterly,	

71

### NAYS.

Mr. Moore, Mr. Parsons,  
Title agreed to.

2

### MOTIONS AND RESOLUTIONS.

Mr. Steele moved to discharge the committee of the whole from the further consideration of

House bill No. 403 (G. O. 152), entitled

A bill to detach certain territory from the present township of Cross village to the county of Emmet and to organize the same into a separate township to be called "Readmond;"

Which motion prevailed.

On motion of Mr. Steele,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Lee,	Mr. Shetterly,
Allen,	Gies,	Ludlow,	Smith,
Allman,	Gould,	McGinnis,	Stafford,
F. A. Baker,	Hall,	Martin,	Steele,
N. Baker,	Hamilton,	Miller,	Stevens,
Billings,	Hankerd,	Mills,	Stinchcomb,
Canfield,	Harrington,	Moore,	Thomson,
Chase,	Hill,	Morrison,	Turck,
Clark,	Hopkins,	Nixon,	S. W. Turner,
Conely,	Howland,	North,	Twadell,
Coon,	Ireland,	Norton,	Van Raalte,
Crandell,	Jewell,	Parsons,	Walkinshaw,
Curtiss,	S. Johnson,	Palmer,	Welker,
Davis,	W. W. Johnson,	Prindle,	Willett,
Dowling,	Keeler,	Reed,	Winchell,
Edwards,	Kelley,	Rork,	White,
Elliott,	Knight,	Ross,	Woodworth,
Farr,	Laubach,	Sharts,	Yeomans,
Ferguson,			73

## NAYS.

0

Title agreed to.

On motion of Mr. Steele,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Billings moved to discharge the committee of the whole from the further consideration of

House bill No. 299 (G. O. 174), entitled

A bill to incorporate the village of Flushing ;

Which motion prevailed.

On motion of Mr. Billings,

The rules were suspended, two-thirds of all the members present voting therefor, and the concurrent resolution was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Markham,	Mr. Smith,
Allen,	Gould,	Martin,	Stafford,
Allman,	Hall,	Miller,	Steele,
F. A. Baker,	Hamilton,	Mills,	Stephenson,
N. Baker,	Hankerd,	Moore,	Stevens,
Billings,	Harrington,	Morrison,	Stinchcomb,
Brown,	Hill,	Nixon,	Thomson,
Canfield,	Hopkins,	Norris,	Turck,
Chase,	Howland,	North,	S. W. Turner,

Mr. Clark,	Mr. Ireland,	Mr. Norton,	Mr. Twadell,	
Conely,	Jewell,	Parsons,	Van Raalte,	
Coon,	S. Johnson,	Prindle,	Walkinshaw,	
Crandell,	W. W. Johnson,	Reed,	Welker,	
Curtiss,	Keeler,	Robbins,	Willetts,	
Dowling,	Kelley,	Rork,	Winchell,	
Edwards,	Knight,	Sackrider,	Woodworth,	
Elliott,	Laubach,	J. C. Sawyer,	Yeomans,	
Farr,	Lee,	Sharts,	Speaker,	75
Ferguson,	Ludlow,	Shetterly,		0
NAYS				

Title agreed to.

On motion of Mr. Billings,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Abbott moved to discharge the committee of the whole from the further consideration of

House bill No. 140 (G. O. No. 94), entitled

A bill to amend an act entitled "An act to amend section 5 of chapter 24 of the compiled laws of 1871, being an act relative to persons liable to work on highways, and making assessment therefor,"

Which motion prevailed.

On motion of Mr. Abbott,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Little moved to amend the bill by adding to the end of recited section five the following: "*And provided further*, That all moneys so raised shall be expended in the townships where the same is assessed;"

Which motion prevailed.

Mr. Hopkins moved to amend by striking out the first proviso in recited section five,

Which motion did not prevail.

Mr. Palmer moved to amend the bill by striking out of line fourteen, recited section five, the word "inhabitants," and inserting in lieu thereof the word "electors;"

Which motion prevailed.

Mr. Ferguson moved to amend the bill by inserting after the word "one," where it first occurs in line 8, recited section 5, the words "and one-half;"

Which motion did not prevail.

Mr. Allman moved to amend by striking out of lines 12 and 13, recited section 5, the words "nor less than one quarter day's labor;"

Which motion did not prevail.

The question being on the passage of the bill,

On motion of Mr. Smith,

The bill was recommitted to the committee of the whole, and placed on the general order.

The Speaker having announced that the time had arrived for the

## SPECIAL ORDER.

On motion of Mr. F. A. Baker,

The House went into committee of the whole on the special order,

Mr. Chase in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 114 (G. O. No. 53), entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein;

But not having gone through therewith, have directed their chairman to report the same and also the accompanying substitute therefor, with the recommendation that the substitute be printed in the journal, and ask leave to sit again.

E. V. CHASE, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the recommendation of the committee of the whole,

On motion of Mr. Conely,

The House concurred.

The question being on granting the committee of the whole leave to sit again in consideration of the bill, in special order,

Leave was granted.

The following is the substitute reported by the committee of the whole:

Substitute for House bill No. 114 (G. O. 53), entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein.

SECTION 1. *The People of the State of Michigan enact*, That in all caucuses: or meetings hereafter to be held by any voluntary political association or party, in any town, village, ward, or precinct in this State, for the nomination of candidates for public office in such town, village, ward, or precinct, or for the election, or appointment of delegates to nominate candidates for any public offices, the persons present, and entitled to vote thereat under the provisions of this act, may appoint a chairman or presiding officer of the meeting, or caucus, and all necessary clerks and tellers to receive, count, and record the votes thereat, any of whom shall be authorized to administer any oath required or provided for by this act.

SEC. 2. No person, unless he be a resident of such town, village, ward or precinct, and an elector therein and entitled to vote at the next election to be held therein, shall vote or take any part in the organization of such caucus or meeting, or in the appointment of any chairman, or other officer of such meeting, or vote for in the election or appointment of any person, officer, candidate or delegate to be nominated, elected or appointed at any such meeting. Nor shall any person who has, on the same day of any such caucus or meeting, voted at any other caucus or meeting, or who has received directly or indirectly, any money, fee, or reward for his vote, or who has been promised any fee or reward, or intoxicating drinks for his vote for any person, or delegate, vote at, or take any part in any such caucus or meeting.

SEC. 3. Any person entitled to vote at any such caucus or meeting, may object to or challenge the vote of any person not entitled under the provisions of

this act to vote at such election, and thereupon the chairman or presiding officer, or one of the clerks of the meeting, shall administer to the person objected to, an oath to make true answers to all questions that may be asked of him, touching his right and qualifications to vote at such meeting or caucus; and he may then be interrogated as to all matters relating to his right and qualifications to vote at such meeting or caucus, and if he shall refuse to answer to such questions, or shall appear not to be entitled to vote at the meeting or caucus, his vote shall be rejected. And if any person shall vote, or attempt to vote after being so challenged, or shall swear falsely upon such examination, or if any person shall vote, or take any part in such meeting or caucus without right, or contrary to the provisions of this act, he shall be deemed guilty of a misdemeanor, and shall on conviction be punished by a fine not less than five dollars, nor more than fifty dollars, or by imprisonment in the county jail not less than ten days, nor more than ninety days, or both such fine and imprisonment in the discretion of the court.

Sec. 4. And the chairman or presiding officer of such meeting is hereby authorized to preserve and enforce order in any such caucus or meeting, and any person who shall willfully disturb any such meeting, or shall neglect or refuse to obey any reasonable order of the presiding officer of any such meeting, for the preservation of order therein, or who shall be guilty of any disorderly conduct at such meeting or caucus, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished as prescribed in section three of this act.

Sec. 5. And any officer of any such caucus or meeting who shall refuse or neglect to receive or entertain any vote offered under the provisions of this act, after the conditions prescribed in said act shall have been complied with, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished as prescribed in section three of this act.

The House then resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Conely moved to take from the table

House bill No. 577, entitled

A bill to provide for the construction of boulevards in townships of Greenfield, Springwells, and Hamtramck, and on the line between those townships and the city of Detroit, and in the city of Detroit.

Which motion prevailed.

On motion of Mr. Conely,

The bill was referred to the committee on municipal corporations.

Mr. Kelley moved to discharge the committee of the whole from the further consideration of

House bill No. 139 (G. O. 181) entitled

A bill to organize the township of Comins in the county of Oscoda.

Which motion prevailed.

On motion of Mr. Kelley,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Kelley moved to amend the bill by adding to the end of section 2 the words, "and at such election the qualified voters shall elect by ballot persons to

fill the various township offices, in manner and form as provided by the general laws of this State in case of township elections."

Which motion prevailed.

Mr. Kelley moved to amend by inserting in line 4, section 1, after the word "twenty-eight" the word "north ;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Little,	Mr. Shetterly,
Allman,	Hamilton,	Ludlow,	Stafford,
Billings,	Hankerd,	McGinnis,	Steele,
Canfield,	Harrington,	Markham,	Stephenson,
Chase,	Hawley,	Miller,	Stevens,
Cheney,	Hill,	Mills,	Stinchcomb,
Clark,	Hopkins,	Moore,	Thomson,
Conely,	Howland,	Morrison,	S. W. Turner,
Coon,	Ireland,	Mosher,	Twadell,
Crandell,	Jewell,	Nixon,	Walkinshaw,
Curtiss,	S. Johnson,	North,	Welker,
Davis,	W. W. Johnson	Reed,	Willetts,
Edwards,	Keeler,	Robbins,	Winchell,
Elliott,	Kelley,	Rork,	Wood,
Farr,	Knight,	Ross,	Woodworth,
Ferguson,	Laubach,	Sackrider,	Yeomans,
Gibbs,	Lee,	Sharts,	Speaker, 68

## NAYS.

Title agreed to.

On motion of Mr. Kelley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Welker moved that a committee of three be appointed to examine all bills on the general order and report to the House all bills of a local nature, which may be taken from the general order and put upon the order of third reading of bills ;

Which motion prevailed.

Mr. Steele moved to reconsider the vote by which the House passed House bill No. 403 (G. O. 152), entitled

A bill to detach certain territory from the present township of Cross village, in the county of Emmet, and to organize the same into a separate township, to be called the township of Readmond ;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Steele moved to amend by adding to the end of section 2, the words "and at such election the qualified voters shall elect by ballot persons to fill the various township offices, in manner and form as provided by the general laws of this State in case of township elections."

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Ludlow,	Mr. Shetterly,
Allman,	Gibbs,	McGinnis,	Smith,
N. Baker,	Gould,	Markham,	Stafford,
Brown,	Hamilton,	Miller,	Steele,
Canfield,	Hankerd,	Moore,	Stephenson,
Chase,	Harrington,	Morrison,	Stevens,
Cheney,	Hawley,	Mosher,	Stinchcomb,
Clark,	Hopkins,	Nixon,	Stone,
Conely,	Howland,	North,	Thomson,
Coon,	Ireland,	Parsons,	Twadell,
Crandell,	Jewell,	Phelps,	Walkinshaw,
Curtiss	S. Johnson,	Reed,	Welker,
Davis,	W.W. Johnson,	Robbins,	Willett,
Dowling,	Keeler,	Rork,	Winchell,
Edwards,	Kelley,	Ross,	White,
Elliott,	Knight,	Sackrider,	Woodworth,
Farr,	Laubach,	J. C. Sawyer,	Yeomans,
Ferguson,	Lee,	Sharts,	Speaker, 72

## NAYS.

0

Title agreed to.

On motion of Mr. Steele,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## GENERAL ORDER.

On motion of Mr. Conely,

The House went into the committee of the whole on the general order,

Mr. Edwards in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill and joint resolution:

1. House bill No. 79 (G. O. 30), entitled

A bill to amend section 13, chapter 189, of compiled laws of 1871, being an act entitled "The trial of issues of fact;"

2. House joint resolution No. 13 (printed order 4), entitled

Joint resolution authorizing and directing the Commissioner of the State Land Office to issue a certificate of sale of certain primary school land to Geo. Dayton,

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

3. House bill No. 22 (G. O. 83), entitled

A bill to amend chapter 154 of the compiled laws of 1871, entitled "Wills of real and personal estate," by adding a new section thereto, to stand as section 4364,

And have directed their chairman to report the same back to the House with the recommendation that it be recommitted to the committee on the judiciary.



The committee of the whole have also had under consideration the following entitled bill:

4. House bill No. 169 (G. O. 84), entitled

A bill to repeal section 101 of chapter 188 of the compiled laws of 1871, being compiler's section 5968, as amended by act numbered 155, of the session laws of 1875, relative to evidence;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

G. F. EDWARDS, *Chairman*.

Report accepted and committee discharged.

The bill and joint resolution first named were placed on the order of third reading of bills.

The question being on concurring in the recommendation of the committee as to the third named bill,

On motion of Mr. Conely,

The House concurred.

The question being on concurring in action of the committee of the whole in striking out all after the enacting clause of the fourth named bill,

The House concurred.

The title and enacting clause were laid on the table.

The House, by unanimous consent, took up the order of

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
*Lansing, March 14, 1877.* }

*To the House of Representatives:*

In compliance with a resolution of the House, I return House bill No. 501, entitled

A bill to detach certain territory from the present township of Otsego Lake, in Otsego county, and to organize the same into a separate township, to be known as the township of Hayes.

CHARLES M. CROSWELL.

The message was laid on the table.

On motion of Mr. Norris,

The bill was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, }  
*Lansing, March 14, 1877.* }

*House of Representatives:*

I return herewith,

House bill No. 329, being

A bill to revise and amend the charter of the village of Saline, in the county of Washtenaw,

In accordance with your request of this date.

CHARLES M. CROSWELL.

The message was laid on the table.

On motion of Mr. Allen,

The bill was laid on the table.

Mr. Baldwin, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 449 (G. O. 218), entitled

A bill to revise the charter of the city of Grand Rapids, being amendatory of an act entitled "An act to incorporate the city of Grand Rapids," approved April 2d, 1850, as amended by the several acts amendatory thereof;

Which motion prevailed.

On motion of Mr. Baldwin,

The bill was recommitted to the committee on municipal corporations.

Mr. Mills, by unanimous consent, moved that the clerk be instructed to transmit a respectful message to the Governor, requesting the return of

House bill No. 324 (G. O. 175), entitled

A bill to incorporate the village of Vassar, subject to the provisions of act No. 62 of the session laws of 1875, entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875.

Which motion prevailed.

Mr. Little, by unanimous consent, moved that the Senate be respectfully requested to return to the House,

Senate bill No. 70, entitled

A bill to amend act number 82 of the session laws of 1873, by adding one new section thereto, to stand as section 22, providing for the organization of mutual fire insurance companies, to insure property in cities and villages exclusively.

Which motion prevailed.

On motion of Mr. Hamilton,

The House adjourned.

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*Lansing, Thursday, March 15, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Representative W. W. Johnson.

Roll called: quorum present.

Absent without leave, Messrs. North and Sackrider.

Mr. Davis asked and obtained leave of absence for Mr. North for the morning.

Mr. Kelley asked and obtained leave of absence for himself during the day.

The Speaker announced as the special committee, authorized by vote of the House to examine all local bills on the general order, and report such of them as may be placed upon the order of third reading of bills: Messrs. Welker, Stone, and Hankerd.

## PRESENTATION OF PETITIONS.

No. 747. By Mr. Twadell: Petition of J. B. Sutton, L. Joseph, E. Mudge, Wm. P. Arnold, and 104 other citizens of Quincy, Mich., relative to uniform rates of freight on railroads;

Referred to the committee on railroads.

No. 748. By Mr. Twadell: Petition of H. W. Wilson, C. V. R. Pond, A. Brown, and 71 others of Quincy, Mich., to admit ladies to the Agricultural College;

Referred to the committee on the Agricultural College.

No. 749. By Mr. Twadell: Petition of A. C. Culver, Wm. Joseph, G. B. Knight, and 95 other citizens of Quincy, for the number of pounds required for a bushel of apples;

Referred to the committee on State affairs.

No. 750. By Mr. Twadell: Petition of J. H. Jones, N. T. Lyon, M. Hawley, and 80 others of Quincy, Mich., for a lower rate of interest;

Referred to the committee on State affairs.

No. 751. By Mr. Twadell: Remonstrance of Jacob Kincaid, R. D. M. Turner, B. F. Wheat, and 99 others, of Quincy, Mich., against the county superintendency of schools;

Referred to the committee on education.

No. 752. By Mr. Morrison: Petition of Wm. Deyo, W. K. Homer, and others, in favor of uniform rates of freight on railroads;

Referred to the committee on railroads.

No. 753. By Mr. Morrison: Petition of Wm. Deyo, W. J. Dunlap, and others, in favor of admitting females to the Agricultural College;

Referred to the committee on State affairs.

No. 754. By Mr. Morrison: Petition of A. M. Vantruel, and others, in regard to rate of interest;

Referred to the committee on State affairs.

No. 755. By Mr. Morrison: Petition of W. K. Homer, D. C. Burrell, and others, in favor of defining the bushel of apples;

Referred to the committee on State affairs.

No. 756. By Mr. Morrison: Remonstrance of A. M. Vantasser, Wm. Deyo and others against county superintendency of schools;

Referred to the committee on education.

No. 757. By Mr. W. W. Johnson: Several petitions signed by citizens of the State of Michigan for a strict prohibitory liquor law, as follows:

Rev. Jno. Russell and Bradford Smith, Esq., of Detroit; Jno. Blair, Joel T. Carpenter, Orrin Brown and 65 others, citizens of Martin, Allegan county, 68;

N. C. Northrup, J. W. Marshall, I. M. Creighton and 66 others, citizens of Alpena, Alpena county, 69;

Rev. L. Bathwick, Dr. H. J. Turner, J. E. Selkirk and 16 others, citizens of Wayland county, 19;

Edward Eggleston, Noah Briggs, S. H. Wilcox, and 61 other citizens of Monterey, Allegan county, 64;

A. L. Crittenden, O. S. Sampman, C. L. Pixley, and 53 other citizens of Union city, Branch county, 56;

M. E. Lenvin, S. S. Kilbourn, J. J. Studley, and 23 other citizens of Sherwood, Branch county, 26;

J. R. R. Daggett, F. E. Marsh, M. M. Dickerson, and 147 other citizens of Quincy, Branch county, 150;

J. M. Hudson, S. P. Merrifield, H. L. Harris, and 41 other citizens of Watervliet, Berrien county, 44;

R. J. Grant, E. P. Burrall, F. Phillips, and 85 other citizens of Hastings, Barry county, 88;

E. C. Manchester, P. H. Barnes, O. W. Bailey, and 44 other citizens of Battle Creek, Calhoun county, 47;

Geo. Stowe, E. Taylor, S. C. Godyear, and 18 other citizens of Swartz Creek, Genesee county, 21;

A. H. Reed, C. W. Ferris, Henry Keefer, and 60 other citizens of Hillsdale county, 63;

Dr. D. Timms, L. Benson, G. E. Green, and 17 other citizens of Moscow, Hillsdale county, 20;

H. R. Gardner, J. H. Potts, E. W. Childs, and 44 other citizens of Fayette, Hillsdale county, 47;

L. H. Thomas, L. S. Parmalie, R. Dunn, and 56 other citizens of Reading, Hillsdale county, 59;

E. D. Bacon, J. W. Holmes, Geo. S. Moshier, and 28 other citizens of Moshierville, Hillsdale county, 31;

R. L. Griffin, Jas. Miller, S. J. Lee, and 39 other citizens of Port Hope, Huron county, 42;

E. M. Allen, J. B. Roe, F. M. Cutchens, and 208 other citizens of Portland, Ionia county, 211;

R. B. Smith, D. Edwards, A. M. Decker, and 62 other citizens Le Roy, Ingham county, 65;

C. C. Lathrop, E. G. Connable, G. H. Boughton, and 184 other citizens of Jackson, Jackson county, 187;

W. E. Francisco, W. H. Cassleman, B. S. Francisco, and 150 other citizens of Grass Lake, Jackson county, 152;

S. L. Hamilton, N. Shotwell, N. G. Lake, and 43 other citizens of Concord, Jackson county, 46;

W. Barrett, E. G. Griffin, H. H. Van Aulen, and 71 other citizens of Augusta, Kalamazoo county, 74;

J. A. Breachy, F. Baumberger, W. F. Steele, and 53 other citizens of Northport, Leelenaw county, 56;

W. Hagadorn, R. C. Stellman, E. W. Kennedy and 148 other citizens of Pinckney, Livingston county, 151;

J. N. Hewville, Henry Brien, A. F. Roberts, and 20 other citizens of Scofield, Monroe county, 23;

Thos. S. Peck, J. N. Clark, A. C. Beach, and 38 other citizens of Pierson, Montcalm county, 41;

E. Curtiss, Jas. Chandler, F. H. Stevens and 108 other citizens of Greenville and vicinity, Montcalm county, 111;

L. Granger, Geo. Sanderson, F. B. Granger and 98 other citizens of Armada, Macomb county, 101;

A. H. Shelp, B. Thurston, F. C. Buzzull and 47 others, citizens of Romeo, Macomb county, 50;

J. F. A. Raider, J. H. Edwards, Wm. S. Utleyan and 25 others, citizens of Newaygo, Newaygo county, 28;

F. Hewitt, G. W. Sammers, H. S. Kelley and 37 others, citizens of Burdell, Osceola county, 40;

F. Grew, Wm. S. Beach, R. Woodworth and 61 others, citizens of Farmington, Oakland county, 64;

Rev. J. F. Davidson, A. M. Titus, G. C. Brown and 89 others, citizens of Oxford, Oakland county, 92;

T. J. Griffin, W. H. Dunn, J. D. M. Shirts and 73 other citizens of Shelby, Oceana county, 76;

Rev. H. W. Hicks, C. A. Young, A. G. Bruce and 50 other citizens of Cornunna, Shiawassee county, 53;

James E. Jacklin, B. S. Booth, E. B. Van Thorn and 28 other citizens of Saginaw, Saginaw county, 31;

Jno. Graham, Hiram Jacobs, J. G. Wait and 70 other citizens of Sturgis, St. Joseph county, 73;

J. H. Hartwell, P. H. Smith, H. E. Greenman and 69 other citizens of Hartwellville, Shiawassee county, 72;

Wm. L. Van Tuyle, H. D. Lewis, C. S. Levy and 86 other citizens of Owosso, Shiawassee county, 89;

S. H. Blackman, O. W. Rowland, M. P. Allen and 179 other citizens of Paw Paw, Van Buren county, 182;

A. T. Gray, S. A. Cole, J. H. Williams and 100 other citizens of Mattawan, Van Buren county, 103;

John S. Heald, W. H. Havens, W. Bennett and 30 other citizens of Hartford, Van Buren county, 33;

Jas. S. Richard, J. F. Smith, A. S. Byckman and 6 other citizens of South Haven, Van Buren county, 9;

John A. Elder, H. F. Clafflin, D. Crosby, and 230 others of Ingham county, 233;

Hon. Chas. Shier, Prof. J. Estabrook, Hon. W. Snyder, and 180 other citizens of Ypsilanti, Washtenaw county, 183;

Rev. Dan. Shier, Rev. E. A. Gay, Rev. D. A. Hathaway, and 27 other citizens of Chelsea, Washtenaw county, 30;

L. P. Davis, O. S. Howard, W. H. Smyard, and 18 other citizens of Plymouth, Wayne county, 21;

L. L. Farnsworth, Hiram Higgins, and 503 other citizens of Detroit, Wayne county, 505;

Grand total, 3,949.

Referred to the committee on the liquor traffic.

No. 758. By Mr. Keeler: Petition of C. H. Brown, E. White, and 28 others, relative to school superintendents;

Referred to the committee on education:

No. 759. By Mr. Keeler: Petition of E. White, M. Burt, and 28 others, relative to ladies attending Agricultural College;

Referred to the committee on the Agricultural College.

No. 760. By Mr. Keeler: Petition of Homer Case, M. Burt, E. C. Manchester, and 80 others, relative to rates of interest;

Referred to the committee on State affairs.

No. 761. By Mr. Hall: Petition of Asel Russel, John W. Baker, Alfred Lewis, and 85 others, of Lenawee county, for a law requiring uniform rates for transportation on railroads;

Referred to the committee on railroads.

No. 762. By Mr. Clark: Petition of Leroy Brown, J. R. Vleit, and 75 others of Oakland county, in favor of county superintendents of schools;

Referred to the committee on education.

No. 763. By Mr. Coon: Remonstrance of M. Greiner and 35 others against repealing the township superintendency of schools;

Referred to the committee on education.

No. 764. By Mr. Robbins: Remonstrance of B. O. Randall, Edwin R. Smith, T. C. Adams, H. Slarrett, and fifty other citizens of Clinton, Lenawee county, against any change in the liquor law whereby the funds shall be diverted from the municipalities and placed in the county fund;

Referred to the committee on liquor traffic.

#### REPORTS OF STANDING COMMITTEES.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 87, entitled

A bill providing for the transfer of unexpended balances of appropriations;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 418, entitled

A bill to divide the township of Bertrand, in Berrien county, and to organize the township of Dayton therefrom,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Edwards,

The bill was laid on the table.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 306, entitled

A bill to vacate the township of Lincoln, in the county of Midland, and to attach the same to the township of Hope in the county of Midland,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.



By the committee on judiciary:

The committee on judiciary, to whom was referred

Substitute for House bill No. 84, entitled

A bill to authorize the county of Menominee to repair the existing bridge across the Menominee river,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and request that the bill be re-printed, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Hamilton,

The House concurred in the recommendation of the committee.

The bill was then ordered re-printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 323, entitled

A bill in reference to courts held by justices of the peace,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend act No. 96, of the session laws of 1873, approved April 15, 1873, entitled "An act to amend section 127 of chapter 178, of the compiled laws of 1871, compiler's section 5375, being an act relative to courts held by justices of the peace;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 312, entitled

A bill to repeal an act entitled "An act to amend chapter 181 of the compiled laws relative to offenses against property," by adding thereto section 53, approved April 5, 1869, the same being section 7605 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.



The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 558, entitled

A bill to amend section 5 of chapter 234, being compiler's section 7270 of the compiled laws of 1871, relative to the duties and obligations of assignees of insolvent debtors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 488, entitled

A bill to amend section 11 of chapter 235 of the compiled laws of 1871, the same being compiler's section 7333, relative to imprisonment for debts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 308, entitled

A bill to repeal section 3 of an act entitled "An act to organize the county of Roscommon," being act No. 41 of the session laws of 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the recommendation that the bill be referred to the committee on towns and counties, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the recommendation of the committee.

The bill was then referred to the committee on towns and counties.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 508, entitled

A bill to incorporate the village of Hartford, in the county of Van Buren;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and

recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hill,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Hill moved to amend the bill by striking out the word "second" where it occurs before the words "Monday in April," in sections 2 and 3, and inserting in lieu thereof the word "third;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Allman,	Mr. Fletcher,	Mr. Little,	Mr. Sharts,
F. A. Baker,	Gibbs,	Ludlow,	Shetterly,
N. Baker,	Gould,	Markham,	Smith,
Baldwin,	Hamilton,	Martin,	Stafford,
Billings,	Hankerd,	Mills,	Steele,
Brown,	Hawley,	Moore,	Stephenson,
Canfield,	Hill,	Morrison,	Stevens,
Chase,	Hopkins,	Mosher,	Thomson,
Cheney,	Howland,	Nixon,	Turck,
Clark,	Ireland,	North,	S. W. Turner,
Conely,	Jewell,	Norton,	Twadell,
Coon,	S. Johnson,	Parsons,	Valade,
Crandell,	W. W. Johnson,	Prindle,	Walkinshaw,
Curtiss,	Jones,	Reed,	Willett,
Davis,	Keeler,	Robbins,	Winchell,
Dowling,	Knight,	Rork,	White,
Elliott,	Laubach,	Sackrider,	Woodworth,
Farr,	Lee,	J. C. Sawyer,	Yeomans,
Ferguson,			

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#### NAYS.

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Title agreed to.

On motion of Mr. Hill,

By a vote of two-thirds of all the members elect, the bill was ordered take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was recommitted

House bill No. 449, entitled

A bill to revise the charter of the city of Grand Rapids, being amendatory of an act entitled "An act to incorporate the city of Grand Rapids," approved April 2d, 1850, as amended by the several acts amendatory thereof;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendments, and recommend that the amendments be concurred in, and that

the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Baldwin,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

Pending the third reading thereof,

On motion of Mr. Cheney,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 180, entitled

A bill to amend section 1 of an act to provide for changing the names of minor adopted children and of other persons, approved Feb. 2, 1861, being compiler's section 4854,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 531, entitled

A bill to amend an act entitled "An act to regulate the size of dry or packing barrels for fruits, roots, and vegetables," approved March 8, 1869, being compiler's section 1549 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 533, entitled

A bill relative to the platting of lands and fixing the boundaries thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Billings,  
The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred  
House bill No. 424, entitled

A bill to incorporate the village of Tekonsha,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was recommended

House bill No. 89, entitled

A bill to amend section 1, of chapter 169, of the compiled laws of 1871, being compiler's section No. 4719, relative to marriage and the solemnization thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

E. J. WELKER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Welker,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Welker,

The bill was placed on the order of third reading.

#### REPORTS OF SELECT COMMITTEES.

The select committee appointed to examine local bills on the general order,

Respectfully recommend that the following bills be taken from the general order and placed on the order of third reading of bills:

1. House bill No. 221 (G. O. 116), entitled

A bill to authorize John S. Malcomson et al., to build a dam across the outlet of Morrison Lake, in the county of Ionia;

2. House bill No. 153 (G. O. 153), entitled

A bill to define the boundaries of Menominee county;

3. House bill No. 502 (G. O. 191), entitled

A bill to incorporate the village of Port Sanilac, in the county of Sanilac.

E. J. WELKER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Welker,

The recommendation of the committee was concurred in.

The several bills were then placed on the order of third reading of bills.

## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

STATE OF MICHIGAN,  
EXECUTIVE OFFICE,  
*Lansing, March 15, 1877.*

*To the House of Representatives:*

I return as requested by a resolution of the House

House bill No. 324 (G. O. 175), entitled

A bill to incorporate the village of Vassar, subject to the provisions of act No. 62 of the session laws of 1875, entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875.

CHARLES M. CROSWELL

The message was laid on the table.

By unanimous consent,

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 14, 1877.*

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to respectfully request the House to return to the Senate

House bill No. 324 (printed No. 175), entitled

A bill to incorporate the village of Vassar, subject to the provisions of act No. 62 of the session laws of 1875, entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

On motion of Mr. Mills,

The request of the Senate was granted.

The bill was then so returned.

The Speaker announced the following:

EXECUTIVE OFFICE,  
*Lansing, March 14, 1877.*

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to revise the charter of the village of New Haven, Macomb county, being act No. 457 of the session laws of 1869;

An act to amend sections 2, 3, 4, 5, 6, 7, 8, 9, 13, 15, 16, 17, 18, 19, 20, 25, 26, 27, 30, 31, 32, and 36, of an act entitled "An act to incorporate the village of Leslie," approved March 13, 1869, as amended by "Act No. 258, of the session laws of 1873," approved April 18, 1873;

An act to authorize the city of Port Huron to refund certain taxes illegally assessed and collected for the purpose of constructing sewers in said city;

An act to amend section 66 of an act entitled "An act to incorporate the city of Ludington," approved March 22d, 1873, the same being act No. 220 of the session laws of 1873;

An act to detach township number 31 north, of range number 5 west, from the present township of Central Lake, in the county of Antrim, and to attach the same to the township of Jordan, in said county;

An act to detach certain territory from the present township of Livingston, in the county of Otsego, and to organize the same into a separate township to be known as the township of Corwith.

CHARLES M. CROSWELL.

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 14, 1877. {

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 126, entitled

A bill to amend section 1 of act No. 84 of the session laws of 1851, approved April 4th, 1851, entitled "An act to establish the township line between the townships of Clinton and Harrison, in the county of Macomb," so that the same shall read as follows:

2. Senate bill No. 128, entitled

A bill to provide for the incorporation of St. Andrews' Societies;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on towns and counties.

The second named bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 14, 1877. {

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 129, entitled

A bill to authorize cities, incorporated villages, and townships, to establish and maintain free public libraries and reading rooms;

2. Senate bill No. 100, entitled

A bill to amend an act entitled "An act to incorporate the fire department of the city of Detroit," approved February 14, 1840, and acts amendatory thereto, approved January 14, 1859, approved March 16, 1861, approved April 3, 1869;

3. Senate bill No. 121, entitled

A bill to authorize supervisors of townships to administer oaths in certain cases;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The second named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The third named bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 14, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 70, entitled

A bill to amend act No. 82 of the session laws of 1873, approved April 15, 1873, by adding one new section thereto to stand as section 22, providing for the organization of mutual fire insurance companies to insure property in cities and villages exclusively;

In accordance with the request of the House this day received.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

On motion of Mr. Allman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 14, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 128 (printed No. 77) entitled

A bill to incorporate the village of Bangor,

And to inform the House that the Senate has amended the same as follows:

1. By inserting after the word "township," in line 8 of section 1, the word "two;"

2. By striking out the the word "an," where it first occurs in line 10 of section 1, and inserting after the word "act," where it first occurs, the following: Number sixty-two of the session laws of 1875;

3. By adding to line 11 of section 1, the words "and such amendments as may be made thereto;"

4. By striking out all of section 4;

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

Mr. Ferguson moved that the House concur in the amendments made to the bill by the Senate.

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Abbott,	Mr. Gould,	Mr. McGinnis,	Mr. Shetterly,
Allen,	Hall,	Markham,	Stafford,
Allman,	Hamilton,	Martin,	Steele,
F. A. Baker,	Hankerd,	Mills,	Stephenson,
N. Baker,	Harrington,	Moore,	Stevens,
Baldwin,	Hawley,	Morrison,	Stinchcomb,
Billings,	Hayes,	Mosher,	Stone,
Brown,	Hill,	Nixon,	Thomson,
Canfield,	Howland,	Norris,	Turck,
Chase,	Jewell,	North,	S. W. Turner,
Clark,	S. Johnson,	Norton,	Twadell,
Coon,	W.W. Johnson,	Parsons,	Valade,
Crandell,	Keeler,	Palmer,	Walkinshaw,
Curtiss,	Knight,	Reed,	Winchell,
Edwards,	Laubach,	Robbins,	White,
Farr,	Lee,	Rork,	Wood,
Ferguson,	Ludlow,	Sackrider,	Yeomans,
Fletcher,	McArthur,	Sharts,	Speaker
Gibbs,			73

## NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 14, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 117 (printed No. 121), entitled

A bill to amend an act entitled "An act to detach certain territory from the townships of Manistee and Stronach, in the county of Manistee, and to organize such territory so detached into a township by the name of Filer," and to legalize certain action taken thereunder,

And to inform the House that the Senate has amended the same as follows:

1. By writing after the word nine in section 1 the following: "Entitled 'An act to detach certain territory from the townships of Manistee and Stronach, in the county of Manistee, and to organize such territory so detached into a township by the name of Filer.'"

2. By inserting a new section to stand as section 2 and to read as follows: "Sec. 2. There shall be added to said act a new section to stand as section 6 thereof and to read as follows:"

And also to inform the House that the Senate has amended the title of the bill so as to read as follows: "A bill to amend section 1 of act No. 409 of the session laws of 1869, entitled 'An act to detach certain territory from the townships of Manistee and Stronach, in the county of Manistee, and to organize such territory so detached into a township by the name of 'Filer,' and to add one new section thereto, legalizing certain action had thereunder, to stand as section six of said original act;'"

In the passage of which, as thus amended, the Senate has concurred by a ma-

majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the amendments made to the bill by the Senate,

On motion of Mr. Farr,

The bill was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 14, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bills:

1. House bill No. 325, entitled

A bill to incorporate the village of Millington;

2. House bill No. 402 (G. O. 144), entitled

A bill to detach certain territory from the present townships of Little Traverse and Bear Creek, in the county of Emmet, and to organize the same into a separate township, to be called the township of Littlefield,

In the passage of which the Senate has concurred by majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 14, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution:

*Whereas*, The number of Legislative Manuals now ordered published is found to be insufficient to furnish the members and officers of the Legislature with the usual number of copies, and also to the various officers connected with the several State boards and departments of our State government, and furnish a sufficient number of copies for the use of the State Library; therefore,

*Resolved* (the House concurring), That the compiler of the Legislative Manual be instructed to procure the publishing of 500 additional copies of said Manual, for the use of the Legislature, and to be disposed of as the Legislature may direct;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the adoption of the resolution,

Mr. Rork moved that it be laid on the table.

Mr. Rork demanded the yeas and nays.

The demand was not seconded.

The motion to lay on the table then did not prevail.

The question being on the adoption of the resolution,

Mr. Palmer moved to amend by making the number 300 instead of 500 ;

Which motion did not prevail.

The question being on the adoption of the resolution,

Mr. Hopkins demanded the yeas and nays.

The demand was second and the resolution was not adopted, by yeas and nays, as follows :

## YEAS.

Mr. Billings,  
Brown,  
Chase,

Mr. Reed,  
Sharts,

Mr. Smith,  
Stone,

Mr. Thomson,  
S. W. Turner,  
9

## NAYS.

Mr. Abbott,  
Allen,  
F. A. Baker,  
N. Baker,  
Baldwin,  
Canfield,  
Clark,  
Conely,  
Crandell,  
Curtiss,  
Davis,  
Edwards,  
Elliott,  
Farr,  
Ferguson,  
Fletcher,

Mr. Gibbs,  
Gould,  
Hall,  
Hankerd,  
Hawley,  
Hayes,  
Hill,  
Hopkins,  
Howland,  
Jewell,  
S. Johnson,  
W. W. Johnson,  
Knight,  
Laubach,  
Lee,  
Little,

Mr. Ludlow,  
McArthur,  
Markham,  
Moore,  
Morrison,  
Mosher,  
Nixon,  
Norris,  
North,  
Norton,  
Parsons,  
Palmer,  
Robbins,  
Rork,  
Sackrider,  
Shetterly,

Mr. Stafford,  
Steele,  
Stevens,  
Stinchcomb,  
Turck,  
Twadell,  
Van Raalte,  
Walkinshaw,  
Welker,  
Willett,  
Winchell,  
White,  
Wood,  
Yeomans,  
Speaker,

63

## THIRD READING OF BILLS.

House joint resolution No. 13 (printed order 4), entitled

Joint resolution authorizing and directing the Commissioner of the State Land Office to issue a certificate of sale of certain primary school land to Geo. Dayton,

Was read a third time and passed, by a two-thirds majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,  
Allen,  
Allman,  
F. A. Baker,  
N. Baker,  
Billings,  
Brown,  
Chase,

Mr. Gies,  
Gould,  
Hall,  
Hamilton,  
Hayes,  
Hopkins,  
S. Johnson,  
W. W. Johnson,

Mr. Martin,  
Mills,  
Moore,  
Morrison,  
Mosher,  
Nixon,  
North,  
Norton,

Mr. Steele,  
Stevens,  
Stone,  
Thomson,  
Turck,  
S. W. Turner,  
Twadell,  
Van Raalte,

Mr. Clark,	Mr. Jones,	Mr. Parsons,	Mr. Walkinshaw,	
Conely,	Keeler,	Palmer,	Welker,	
Crandell,	Knight,	Reed,	Willetts,	
Curtiss,	Laubach,	Robbins,	Winchell,	
Davis,	Lee,	Rork,	White,	
Edwards,	Little,	Sackrider,	Woodworth,	
Elliott,	McArthur,	Sharts,	Yeomans,	
Farr,	McGinnis,	Shetterly,	Speaker,	
Ferguson,	Markham,	Stafford,		67

## NAYS.

Mr. Hankerd, Mr. Wood, 2

Pending the announcement of the vote,

Mr. Turck moved that Mr. Wood be excused from voting ;

Which motion did not prevail.

Mr. Wood then voted as recorded above.

Title and preamble agreed to.

Mr. Welker moved that there be a call of the House ;

Which motion prevailed.

On motion of Mr. F. A. Baker,

The rules were suspended, two-thirds of all the members present voting therefor, and the bar of the House was closed before the call of the roll.

## PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave :

Messrs. Baldwin, Cheney, Dowling, Fletcher, Hawley, Hoyt, Jewell, Ludlow, McGinnis, Miller, Norris, Phelps, Prindle, J. C. Sawyer, Sharts, Smith, and Valade.

On motion of Mr. Conely,

The Sergeant-at-Arms was despatched after the absentees.

The Sergeant-at-Arms announced Mr. Cheney at the bar of the House.

On motion of Mr. Van Raalte,

Mr. Cheney was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. McGinnis at the bar of the House.

On motion of Mr. Steele,

Mr. McGinnis was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. J. C. Sawyer at the bar of the House.

On motion of Mr. Hall,

Mr. J. C. Sawyer was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Sharts at the bar of the House.

On motion of Mr. Welker,

Mr. Sharts was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. Wood,

All further proceedings under the call were dispensed with except the arrest and bringing in of absentees.

House bill No. 79 (G. O. 30), entitled

A bill to amend section 13, chapter 189 of the compiled laws of 1871, being an act entitled "The trial of issues of fact;"

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. A. J. Sawyer,

The bill was laid on the table.

The Sergeant-at-Arms announced Mr. Prindle at the bar of the House.

On motion of Mr. Welker,

Mr. Prindle was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Hoyt at the bar of the House.

On motion of Mr. Norton,

Mr. Hoyt was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Phelps at the bar of the House.

On motion of Mr. Hopkins,

Mr. Phelps was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Jewell at the bar of the House

On motion of Mr. Stone,

Mr. Jewell was admitted within the bar, rendered an excuse and took his seat.

The Sergeant-at-Arms announced Mr. Hawley at the bar of the House.

On motion of Mr. Gies,

Mr. Hawley was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Baldwin at the bar of the House.

On motion of Mr. Allen,

Mr. Baldwin was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Ludlow at the bar of the House.

On motion of Mr. Robbins,

Mr. Ludlow was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Norris at the bar of the House.

On motion of Mr. Conely,

Mr. Norris was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Miller at the bar of the House.

On motion of Mr. Gies,

Mr. Miller was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Dowling at the bar of the House.

On motion of Mr. Twadell,

Mr. Dowling was admitted within the bar, rendered an excuse, and took his seat.

Mr. Mills moved that all further proceedings under the call be dispensed with ;

Which motion did not prevail.

House bill No. 89 (G. O. 34), entitled

A bill to amend section 1 of chapter 169 of compiled laws of 1871, being compiler's section 4719, relative to marriage and the solemnization thereof,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Elliott,	Mr. W.W. Johnson,	Mr. J. C. Sawyer,
F. A. Baker,	Gies,	Jones,	Sharts,
N. Baker,	Gould,	Keeler,	Shetterly,
Brown,	Hall,	Knight,	Stephenson,
Canfield,	Hankerd,	Laubach,	Stinchcomb,
Cheney,	Harrington,	Little,	Thomson,
Clark,	Hawley,	Miller,	Turck,
Conely,	Hayes,	Moore,	Twadell,
Coon,	Hill,	Nixon,	Walkinshaw,
Crandell,	Hopkins,	Norris,	Welker,
Curtiss,	Ireland,	Norton,	Willetts,
Davis,	Jewell,	Parsons,	Winchell,
Dowling,	S. Johnson,	Sackrider,	Wood, 52

## NAYS.

Mr. Allen,	Mr. Hoyt,	Mr. North,	Mr. Steele,
Allman,	Lee,	Palmer,	Stevens,
Baldwin,	Ludlow,	Phelps,	Stone,
Billings,	McArthur,	Prindle,	S. W. Turner,
Chase,	McGinnis,	Reed,	Van Raalte,
Edwards,	Markham,	Robbins,	White,
Farr,	Martin,	Rork,	Woodworth,
Ferguson,	Mills,	A. J. Sawyer,	Yeomans,
Hamilton,	Morrison,	Stafford,	Speaker, 38
Howland,	Mosher,		

Pending the announcement of the vote,

Mr. Steele moved that Mr. Ludlow be excused from voting ;

Which motion did not prevail.

Mr. Ludlow then voted as recorded above.

Title agreed to.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

House bill No. 457, entitled

A bill to amend the charter of the city of Big Rapids, Michigan ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Phelps,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Hamilton,	Mr. Miller,	Mr. Steele,
Allen,	Hankerd,	Mills,	Stephenson,
Allinan,	Harrington,	Morrison,	Stevens,
F. A. Baker,	Hawley,	Mosher,	Stinchcomb,
N. Baker,	Hopkins,	Nixon,	Stone,
Baldwin,	Howland,	Norris,	Thomson,
Canfield,	Ireland,	North,	Turck,
Chase,	Jewell,	Parsons,	S. W. Turner,
Cheney,	S. Johnson,	Palmer,	Twadell,
Clark,	W. W. Johnson,	Prindle,	Van Raalte,
Conely,	Jones,	Reed,	Walkinshaw,
Coon,	Keeler,	Robbins,	Welker,
Davis,	Laubach,	Rork,	Willett,
Dowling,	Lee,	Sackrider,	Winchell,
Edwards,	McArthur,	J. O. Sawyer,	White,
Elliott,	McGinnis,	Sharts,	Wood,
Ferguson,	Markham,	Shetterly,	Yeomans,
Gies,	Martin,	Stafford,	Speaker,
Hall,			73

## NAYS.

Mr. Woodworth, 1

Title agreed to.

On motion of Mr. Phelps,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Cheney, by unanimous consent, moved to take from the table,

House bill No. 449 (G. O. 218), entitled

A bill to revise the charter of the city of Grand Rapids, being amendatory of an act entitled "An act to incorporate the city of Grand Rapids," approved April 2, 1850, as amended by the several acts amendatory thereof;

Which motion prevailed.

The question being on the passage of the bill, pending the third reading thereof,

On motion of Mr. Hamilton,

The bill was laid on the table.

On motion of Mr. Gies,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Hamilton called attention to the fact that the name of Mr. Smith had not been called by the Clerk.

The Speaker announced that Mr. Smith, being one of the absentees at the



call of the House this A. M., had not yet been formally reported present, and was not, therefore, entitled to be called by the Clerk.

Mr. Norris appealed from the decision of the chair, claiming that, as Mr. Smith was in his seat, he was entitled to be called as other members of the House.

Mr. Wood arose to a question of order, as follows: That Mr. Smith being in in his seat in the House, and the Sergeant-at-Arms having no written order or warrant for his arrest, he, Smith, was entitled to retain his seat unmolested, with all the privileges of the House.

The Speaker announced as his decision that, in accordance with the custom of the House, he would rule that the Sergeant-at-Arms was the police officer of the House; that, under direction of the House, he could make arrests in or about the Capitol without written warrant; that, by special rule of the House as to calls, particular direction is given as to the arrest of absentees, wherever found, and bringing them before the bar of the House for its action; and that he would entertain the appeal.

The question being, shall the decision of the chair be the decision of the House,

Mr. Allen demanded the yeas and nays,

The demand was seconded, and the decision of the Speaker was sustained, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. Ludlow,	Mr. J. C. Sawyer,
Allen,	Gibbs,	McArthur,	Sharts,
Allman,	Gould,	McGinnis,	Shetterly,
F. A. Baker,	Hall,	Markham,	Stafford,
N. Baker,	Hamilton,	Martin,	Steele,
Baldwin,	Hankerd,	Miller,	Stephenson,
Billings,	Harrington,	Moore,	Stevens,
Brown,	Hawley,	Morrison,	Stinchcomb,
Canfield,	Hayes,	Mosher,	Thomson,
Chase,	Hill,	Nixon,	Turck,
Cheney,	Hopkins,	North,	S. W. Turner,
Clark,	Howland,	Norton,	Twadell,
Conely,	Ireland,	Parsons,	Van Raalte,
Coon,	Jewell,	Palmer,	Walkinshaw,
Crandell,	S. Johnson,	Phelps,	Welker,
Curtiss,	W. W. Johnson,	Reed,	Willett,
Davis,	Jones,	Robbins,	Winchell,
Dowling,	Keeler,	Rork,	White,
Edwards,	Knight,	Sackrider,	Woodworth,
Elliott,	Lee,	A. J. Sawyer,	Yeomans,
Farr,	Little,		

82

#### NAYS.

Mr. Hoyt, Mr. Norris, Mr. Wood,

3

Pending the announcement of the vote,

Mr. Conely demanded that Mr. Norris be required to vote.

Mr. Norris then voted as recorded above.

Mr. Hopkins moved that Mr. Wood be excused from voting;

Which motion did not prevail.

Mr. Wood then voted as recorded above.

Mr. Martin moved that Mr. McGinnis be excused from voting ;

Which motion did not prevail.

Mr. McGinnis then voted as recorded above.

The Sergeant-at-Arms announced Mr. Smith at the bar of the House.

On motion of Mr. Allen,

Mr. Smith was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-arms announced Mr. Valade at the bar of the House.

On motion of Mr. Norton,

Mr. Valade was admitted within the bar, rendered an excuse, and took his seat.

By unanimous consent, the following report was made :

The select committee to examine the bills on the general order and report such local bills as may be taken therefrom and placed on the order of third reading,

Respectfully recommend that the following bills be taken from the general order and placed on the order of third reading :

1. House bill No. 431 (G. O. 183), entitled

A bill to change the name of the township of Warner, in the county of Chippewa, to the name of the township of Detour ;

2. House bill No. 295 (G. O. 154), entitled

A bill to detach certain territory from the township of Burt, in the county of Cheboygan, and organize the same into a separate township, to be known as the township of Tuscarora ;

3. House bill No. 210 (G. O. 142), entitled

A bill to detach certain territory from the township of Grant, in the county of Cheboygan, and to attach the same to the township of Duncan in said county ;

4. House bill No. 430 (G. O. 173), entitled

A bill to re-incorporate the village of Cheboygan in the county of Cheboygan.

E. J. WELKER, *Chairman.*

On motion of Mr. Welker,

The recommendation of the committee was concurred in.

The several bills were then placed on the order of third reading of bills.

Mr. Hamilton, by unanimous consent, moved to take from the table,

House bill No. 449 (G. O. No. 218), entitled

A bill to revise the charter of the city of Grand Rapids. being amendatory of an act entitled "An act to incorporate the city of Grand Rapids," approved April 2d, 1850, as amended by the several acts amendatory thereof ;

Which motion prevailed.

The question being on the passage of the bill, and the bill having been read a third time, pending the taking of the vote thereon,

Mr. Cheney moved to amend by adding to the end of section 25, Title IV., the following: "*Provided, however,* That all persons arrested without process by police constables or city marshal, shall be prosecuted under the city ordinances, unless otherwise decided by the prosecuting attorney of the county of Kent ;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Hall,	Mr. Markham,	Mr. Stafford,
F. A. Baker,	Hamilton,	Martin,	Steele,
N. Baker,	Hankerd,	Miller,	Stephenson,
Baldwin,	Harrington,	Moore,	Stevens,
Brown,	Hayes,	Mosher,	Stinchcomb,
Canfield,	Hill,	Nixon,	Thomson,
Chase,	Hopkins,	Norris,	Turck,
Cheney,	Howland,	North,	S. W. Turner,
Clark,	Hoyt,	Parsons,	Twadell,
Coon,	Ireland,	Palmer,	Valade,
Crandell,	Jewell,	Phelps,	Van Raalte,
Curtiss,	S. Johnson,	Prindle,	Walkinshaw,
Dowling,	W. W. Johnson,	Reed,	Welker,
Edwards,	Jones,	Rork,	Willetts,
Elliott,	Keeler,	Sackrider,	Winchell,
Farr,	Knight,	J. C. Sawyer,	White,
Ferguson,	Ludlow,	Sharts,	Wood,
Gibbs,	McArthur,	Shetterly,	Yeomans,
Gies,	McGinnis,	Smith,	Speaker,
Gould,			

77

## NAYS.

0

' Title agreed to.

On demand of Mr. Prindle,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent the following report was made :

By the committee on local taxation :

The committee on local taxation, to whom was referred

House bill No. 409, entitled

A bill to repeal act No. 131 of the session laws of 1875, entitled " An act to provide for the safe keeping of public moneys,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to repeal Act No. 131 of the session laws of 1875, entitled " An act to provide for the safe keeping of public money ;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

WM. S. TURCK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Conely,

The House concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Conely,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. McArthur,	Mr. Smith,
Allman,	Gould,	McGinnis,	Stafford,
F. A. Baker,	Hall,	Markham,	Steele,
N. Baker,	Hamilton,	Miller,	Stephenson,
Baldwin,	Hankerd,	Moore,	Stevens,
Billings,	Harrington,	Mosher,	Stinchcomb,
Brown,	Hawley,	Nixon,	Thomson,
Canfield,	Hayes,	Norris,	Turck,
Chase,	Hill,	North,	S. W. Turner,
Cheney,	Hopkins,	Parsons,	Twadell,
Clark,	Howland,	Palmer,	Valade,
Conely,	Hoyt,	Phelps,	Van Raalte,
Coon,	Ireland,	Prindle,	Walkinshaw,
Crandell,	Jewell,	Reed,	Welker,
Curtiss,	S. Johnson,	Rork,	Willetts,
Dowling,	W. W. Johnson,	Robbins,	Winchell,
Edwards,	Jones,	Sackrider,	White,
Elliott,	Keeler,	J. O. Sawyer,	Woodworth,
Farr,	Lee,	Sharts,	Yeomans,
Ferguson,	Little,	Shetterly,	Speaker,
Gibbs,	Ludlow,		82

## NAYS.

0

The question being on agreeing to the title,

Mr. Turck moved to amend the title so as to read as follows:

A bill to extend the time for the collection of taxes for the year 1876, in the township of Howell, county of Livingston.

The title as amended was then agreed to.

On motion of Conely,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. J. C. Sawyer, by unanimous consent moved to discharge the committee of the whole from the further consideration of

House bill No. 15 (G. O. 101), entitled

A bill to amend sections 33 and 39 of an act entitled "An act to revise the charter of the village of Hudson," approved Feb. 27, 1867, and section 31 of said act as amended by act No. 272, approved April 15, 1871, and as further amended by act No. 304, approved April 1, 1875;

Which motion prevailed.

On motion of Mr. J. C. Sawyer,

The bill was placed on the order of third reading.

By unanimous consent the following report was made:

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

Senate bill No. 90, entitled

A bill to amend an act entitled "An act relative to laying out, altering, and discontinuing highways," being chapter 26 of the compiled laws of 1871, by adding thereto a new section to stand as section 21;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying

amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. L. ABBOTT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Abbott,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

The House then resumed the order of

### THIRD READING OF BILLS.

House bill No. 221 (G. O. 116), entitled

A bill to authorize John S. Malcomson et al. to build a dam across the outlet of Morrison Lake in the county of Ionia,

Was read a third time and pending the taking of the vote on the passage thereof,

Mr. Woodworth moved to amend the same by striking out of line one, section one, the following words: "*Be it enacted by the Senate and House of Representatives of the State of Michigan,*" and inserting in lieu thereof the words, "*The People of the State of Michigan enact;*"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Abbott,	Mr. Hankerd,	Mr. Martin,	Mr. Stephenson,
Allman,	Hayes,	Miller,	Stevens,
N. Baker,	Howland,	Moore,	Stinchcomb,
Brown,	Ireland,	Mosher,	Turck,
Canfield,	Jewell,	Nixon,	S. W. Turner,
Chase,	S. Johnson,	North,	Valade,
Cheney,	W. W. Johnson,	Phelps,	Van Raalte,
Clark,	Jones,	Reed,	Walkinshaw,
Coon,	Keeler,	Rork,	Welker,
Curtiss,	Laubach,	Sackrider,	Willetts,
Davis,	Lee,	Sharts,	Winchell,
Elliott,	Little,	Shetterly,	White,
Ferguson,	Ludlow,	Smith,	Woodworth,
Gies,	McArthur,	Stafford,	Yeomans,
Gould,	McGinnis,	Steele,	Speaker,
Hamilton,	Markham,		

62

### NAYS.

Mr. Gibbs,	Mr. Hoyt,	Mr. Knight,	3
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Title agreed to.

On motion of Mr. Read,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 153 (G. O. 153), entitled

A bill to define the boundaries of Menominee county;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Hankerd,	Mr. Martin,	Mr. Steele,
Allman,	Hawley,	Miller,	Stephenson,
N. Baker,	Hayes,	Moore,	Stevens,
Billings,	Hill,	Mosher,	Stinchcomb,
Brown,	Hopkins,	Nixon,	Thomson,
Canfield,	Ireland,	North,	Turck,
Chase,	Jewell,	Norton,	S. W. Turner,
Clark,	S. Johnson,	Palmer,	Twadell,
Coon,	W. W. Johnson,	Phelps,	Valade,
Davis,	Jones,	Prindle,	Walkinshaw,
Dowling,	Keeler,	Reed,	Welker,
Elliott,	Knight,	Rork,	Willetts,
Farr,	Laubach,	Sackrider,	Winchell,
Ferguson,	Lee,	Sharts,	White,
Gibbs,	Ludlow,	Shetterly,	Woodworth,
Gould,	McArthur,	Smith,	Yeomans,
Hall,	McGinnis,	Stafford,	Speaker,
Hamilton,	Markham,		

72

## NAYS.

0

Title agreed to.

On motion of Mr. Thompson,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 502 (G. O. 191), entitled

A bill to incorporate the village of Port Sanilac, in the county of Sanilac,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Hamilton,	Mr. Markham,	Mr. Stafford,
Allman,	Hankerd,	Martin,	Steele,
N. Baker,	Hawley,	Miller,	Stephenson,
Billings,	Hill,	Moore,	Stinchcomb,
Brown,	Hopkins,	Mosher,	Thomson,
Canfield,	Howland,	Nixon,	Turck,
Chase,	Ireland,	North,	S. W. Turner,
Cheney,	Jewell,	Norton,	Twadell,
Clark,	S. Johnson,	Palmer,	Valade,
Coon,	W. W. Johnson,	Phelps,	Van Raalte,
Davis,	Jones,	Prindle,	Walkinshaw,
Dowling,	Keeler,	Reed,	Welker,
Elliott,	Knight,	Robbins,	Willetts,
Farr,	Laubach,	Rork,	Winchell,
Ferguson,	Lee,	Sackrider,	White,
Gibbs,	Little,	Sharts,	Woodworth,
Gould,	Ludlow,	Shetterly,	Yeomans,
Hall,	McArthur,	Smith,	Speaker,

72

## NAYS.

0

Title agreed to.

On motion of Mr. Gibbs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 43 (G. O. 183) entitled

A bill to change the name of the township of Warner, in the county of Chippewa, to the name of the township of Detour,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Ludlow,	Mr. Smith,
Allen,	Hall,	McArthur,	Stafford,
Allman,	Hamilton,	Markham,	Steele,
N. Baker,	Hankerd,	Martin,	Stephenson,
Billings,	Hawley,	Miller,	Stinchcomb,
Canfield,	Hayes,	Moore,	Thomson,
Chase,	Hill,	Mosher,	Turck,
Cheney,	Hopkins,	Nixon,	S. W. Turner,
Clark,	Howland,	North,	Twadell,
Conely,	Ireland,	Norton,	Valade,
Coon,	Jewell,	Palmer,	Van Raalte,
Curtiss,	S. Johnson,	Prindle,	Walkinshaw,
Davis,	W.W. Johnson,	Reed,	Welker,
Dowling,	Jones,	Robbins,	Winchell,
Elliott,	Keeler,	Rork,	White,
Farr,	Knight,	Sackrider,	Woodworth,
Ferguson,	Laubach,	Sharts,	Yeomans,
Gibbs,	Lee,	Shetterly,	Speaker,
Gies,	Little,		

74  
0

#### NAYS.

Title agreed to.

On motion of Mr. McArthur,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 210 (G. O. 142), entitled

A bill to detach certain territory from the township of Grant, in the county of Cheboygan, and to attach the same to the township of Duncan, in said county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Little,	Mr. Smith,
Allen,	Hall,	Ludlow,	Stafford,
Allman,	Hamilton,	McArthur,	Steele,
N. Baker,	Hankerd,	McGinnis,	Stephenson,
Brown,	Hawley,	Markham,	Stinchcomb,
Canfield,	Hayes,	Miller,	Thomson,
Chase,	Hill,	Moore,	Turck,
Cheney,	Hopkins,	Nixon,	S. W. Turner,
Clark,	Howland,	North,	Twadell,
Conely,	Ireland,	Norton,	Van Raalte,



Mr. Coon, Curtiss, Davis, Dowling, Elliott, Farr, Ferguson, Gibbs,	Mr. Jewell, S. Johnson, W.W.Johnson, Jones, Keeler, Knight, Laubach, Lee,	Mr. Palmer, Prindle, Reed, Robbins, Rork, Sackrider, Sharts, Shetterly,	Mr. Walkinshaw, Welker, Willett, White, Woodworth, Yeomans, Speaker,	71 0-
NAYS.				

**Title agreed to.**

On motion of Mr. McArthur,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 295 (G. O. 154) entitled

A bill to detach certain territory from the township of Burt in the county of Cheboygan, and to organize the same into a separate township, to be known as the township of Tuscarora,

Was read a third time, and pending the taking of the vote on the passage thereof.

Mr. McArthur moved to amend the bill by adding to the end of section 2 the words, "and at such election the qualified voters shall elect by ballot persons to fill the various township offices, in manner and form as provided by the general laws of this State in case of township elections."

**Which motion prevailed.**

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Little,	Mr. Smith,
Allen,	Hall,	Ludlow,	Stafford,
Allman,	Hamilton,	McArthur,	Steele,
N. Baker,	Hankerd,	McGinnis,	Stephenson,
Billings,	Hawley,	Markham,	Stevens,
Canfield,	Hayes,	Miller,	Thomson,
Chase,	Hill,	Moore,	Turck,
Cheney,	Hopkins,	Mosher,	S. W. Turner,
Clark,	Howland,	Nixon,	Twadell,
Conely,	Ireland,	North,	Van Raalte,
Coon,	Jewell,	Norton,	Walkinshaw,
Curtiss,	S. Johnson,	Prindle,	Welker,
Davis,	W. W. Johnson,	Reed,	Willett,
Dowling,	Jones,	Robbins,	White,
Elliott,	Keeler,	Rork,	Woodworth,
Ferguson,	Knight,	Sackrider,	Yeomans,
Gibbs,	Laubach,	Sharts,	Speaker,
Gies,	Lee,	Shetterly,	

NAYS.

**Title agreed to.**

On motion of Mr. McArthur,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 15 (G. O. 101), entitled

A bill to amend sections 33 and 39 of an act entitled "An act to revise the charter of the village of Hudson," approved February 27th, 1867, and section 31 of said act as amended by act No. 272, approved April 15th, 1871, and as further amended by act No. 304, approved April 1st, 1875,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Ludlow,	Mr. Stafford,
Allen,	Gould,	Markham,	Steele,
Allman,	Hall,	Miller,	Stephenson,
N. Baker,	Hamilton,	Moore,	Stevens,
Billings,	Hankerd,	Nixon,	Stinchcomb,
Brown,	Hayes,	North,	Thomson,
Canfield,	Hill,	Norton,	S. W. Turner,
Chase,	Hopkins,	Phelps,	Twadell,
Cheney,	Howland,	Prindle,	Van Raalte,
Clark,	Ireland,	Reed,	Walkinshaw,
Conely,	Jewell,	Robbins,	Welker,
Coon,	S. Johnson,	Rork,	Willett,
Curtiss,	Keeler,	Sackrider,	White,
Dowling,	Knight,	Sharts,	Yeomans,
Elliott,	Laubach,	Smith,	Speaker,
Gibbs,			

61

## NAYS.

0

Title agreed to.

On motion of Mr. J. C. Sawyer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 430 (G. O. No. 173), entitled

A bill to re-incorporate the village of Cheboygan. in the county of Cheboygan,

Was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. McArthur,	Mr. Smith,
Allen,	Gould,	McGinnis,	Stafford,
Allman,	Hall,	Markham,	Steele,
N. Baker,	Hankerd,	Miller,	Stephenson,
Billings,	Hawley,	Moore,	Stevens,
Brown,	Hayes,	Nixon,	Stinchcomb,
Canfield,	Hill,	Norris,	Thomson,
Chase,	Hopkins,	North,	S. W. Turner,
Cheney,	Ireland,	Norton,	Twadell,
Clark,	Jewell,	Palmer,	Van Raalte,
Conely,	S. Johnson,	Phelps,	Walkinshaw,
Coon,	W. W. Johnson,	Prindle,	Walker,
Curtiss,	Jones,	Reed,	Willett,
Davis,	Keeler,	Robbins,	Winchell,
Dowling,	Knight,	Rork,	White,

Mr. Farr, Ferguson, Gibbs,	Mr. Laubach, Little, Ludlow,	Mr. Sackrider, Sharts, Shetterly,	Mr. Yeomans, Speaker,	71
NAYS.				0

Title agreed to.

On motion of Mr. McArthur,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

#### MOTIONS AND RESOLUTIONS.

Mr. Steele moved to discharge the committee of the whole from the further consideration of

House bill No. 602 (G. O. 182), entitled

A bill to detach certain territory from the present township of Evangeline, in the county of Charlevoix, and to organize the same into a separate township to be called be known as the township of Porter,

Which motion prevailed.

On motion of Mr. Steele,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Steele moved to amend by adding to the end of section 2 the words "and at such election the qualified voters shall elect by ballot persons to fill the various township offices, in manner and form as provided by the general laws of this State in case of township elections;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Abbott, Allen, Allman, N. Baker, Billings, Brown, Canfield, Chase, Cheney, Clark, Conely, Coon, Crandell, Curtiss, Davis, Edwards, Elliott, Farr, Ferguson,	Mr. Gibbs, Gies, Gould, Hall, Hamilton, Hawley, Hayes, Hopkins, Howland, Ireland, Jewell, S. Johnson, W.W. Johnson, Jones, Keeler, Knight, Laubach, Little, Ludlow,	Mr. McArthur, McGinnis, Markham, Martin, Miller, Moore, Mosher, Nixon, Norris, Norton, Palmer, Phelps, Prindle, Reed, Robbins, Rork, Sackrider, Sharts,	Mr. Shetterly, Smith, Stafford, Steele, Stephenson, Stevens, Stinchcomb, Thomson, S. W. Turner, Twadell, Van Raalte, Walkinshaw, Welker, Willetts, Winchell, White, Yeomans, Speaker,	74
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#### NAYS.

0

Title agreed to.

On motion of Mr. Steele,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Conely moved to discharge the committee of the whole from the further consideration of

House bill No. 521 (G. O. 171), entitled

A bill to provide for the improvement of highways in the township of Hamtramck, Greenfield, and Springwells, in the county of Wayne:

Which motion prevailed.

On motion of Mr. Conely,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Conely moved to amend the same, by striking out of line 4 section 1, the words "any of said" and inserting in lieu thereof the word "such," and by changing the following word "townships" to the singular number;

Which motion prevailed.

Mr. McGinnis moved to amend by striking out of line 13, section 7, the words "one year," and inserting in lieu thereof the words "two years;"

Which motion did not prevail.

Mr. Coon moved to strike out all after the enacting clause;

Which motion did not prevail.

Mr. McGinnis moved to amend by striking out of line 13, section 7, the words "one year" and inserting in lieu thereof the words "three years;"

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hamilton,	Mr. Martin,	Mr. Stafford,
Allen,	Harrington,	Moore,	Stephenson,
Allman,	Hopkins,	Nixon,	Stevens,
N. Baker,	Howland,	Norris,	Stinchcomb,
Billings,	Ireland,	North,	Thomson,
Canfield,	Jewell,	Norton,	Turck,
Chase,	S. Johnson,	Palmer,	Twadell,
Clark,	W.W. Johnson,	Phelps,	Walkinshaw,
Conely,	Jones,	Reed,	Welker,
Davis,	Keeler,	Robbins,	Willett,
Edwards,	Laubach,	Rork,	Winchell,
Farr,	Ludlow,	Sharts,	White,
Gould,	Markham,	Shetterly,	Speaker,
Hall,			

53

#### NAYS.

Mr. Coon,	Mr. Ferguson,	Mr. Hill,	Mr. Prindle,
Crandell,	Gies,	McGinnis,	Sackrider,
Elliott,	Hayes,	Mosher,	Yeomans,

13

Pending the announcement of the vote,

Mr. Turck moved that Mr. Prindle be excused from voting;

Which motion did not prevail.

Mr. Prindle then voted as recorded above.

Title agreed to.

Mr. Conely moved that the bill be ordered to take immediate effect;

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

Mr. Turck moved to reconsider the vote by which the House passed the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Conely,

The bill was recommitted to the committee of the whole.

On motion of Mr. Farr,

The rules were suspended, two-thirds of all the members present voting therefor, and the order of messages from the Senate was taken up.

The Speaker announced the following:

SENATE CHAMBER, }  
*Lansing, March 15, 1877.* }

*To the Speaker of the House :*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 409, entitled

A bill to extend the time for the collection of taxes for the year 1876 in the township of Howell, county of Livingston,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Brown moved that the Clerk be instructed to transmit a respectful message to the Senate requesting the return of

House bill No. 89 (G. O. 34), entitled

A bill to amend section 1 of chapter 169, of compiled laws of 1871, being compiler's section 4719, relative to marriage and the solemnization thereof:

Which motion did not prevail.

Mr. Prindle moved to discharge the committee of the whole from the further consideration of

House bill No. 125 (G. O. 219), entitled

A bill to amend section 11 of chapter 239 of the compiled laws of 1871, as amended by act No. 189 of the laws of 1873, approved April 29th, 1873, being section 7443 of the compiled laws of 1871, relative to fees of deputy sheriffs;

Which motion prevailed.

On motion of Mr. Prindle,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Mosher moved that the bill be recommitted to the committee of the whole;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allman,	Mr. Gould,	Mr. McGinnis,	Mr. Shetterly,
N. Baker,	Hall,	Markham,	Smith,
Billings,	Hankerd,	Martin,	Stafford,
Brown,	Harrington,	Miller,	Stephenson,
Cheney,	Hawley,	Moore,	Stevens,
Clark,	Hill,	Nixon,	Stinchcomb,
Conely,	Hopkins,	Norris,	Stone,
Crandell,	Howland,	North,	Thomson,
Curtiss,	Ireland,	Norton,	Turck,
Davis,	S. Johnson,	Palmer,	Twadell,
Dowling,	W.W. Johnson,	Phelps,	Van Raalte,
Edwards,	Jones,	Reed,	Walkinshaw,
Elliott,	Keeler,	Robbins,	Willetts,
Farr,	Laubach,	Rork,	Winchell,
Ferguson,	Little,	Sackrider,	White,
Gibbs,	Ludlow,	A. J. Sawyer,	Wood,
Gies,	McArthur,	Sharts,	Speaker, 68

## NAYS.

0

Title agreed to.

On motion of Mr. Prindle,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill:

House bill No. 409, entitled

A bill to extend the time for the collection of taxes, for the year 1876, in the township of Howell, in the county of Livingston.

A. W. FARR, *Chairman.*

Report accepted and committee discharged.

The bill was laid on the table.

By unanimous consent,

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 14, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 49 (printed No. 18), entitled

A bill to amend sections 23 and 42 of an act to incorporate the village of Hancock, the same being act No. 274 of the session laws of 1875, entitled "An act to incorporate the village of Hancock," approved March 19th, 1875,

And to inform the House that the Senate has amended the same as follows:

1. By striking out the words "*viva voce*," in line 7, of recited section 23;
2. By striking out the words "or otherwise," in line 8, of recited section 23, and inserting the words "by ballot" in lieu thereof;
3. By striking out in line 7, of recited section 23, the word "may," and inserting "shall" in lieu thereof;

4. By adding to the end of recited section 23 the following: *Provided*, That the entire tax for all village purposes, and exclusive of local taxes for local improvements raised upon the property of said village, shall not exceed three per cent in any one year."

5. By striking out recited section 42, and inserting in lieu there of the following:

Sec. 42. The common council shall have full power to regulate, restrain, and license auctioneers, peddlers, hawkers, and transient traders in said village, and on water craft lying at the docks or wharves of said village in Portage lake; also to license the exhibition within said village of any circus, menagerie, theatre, theatrical performance, or common show, and to fix the amount for such licenses at such sums as they shall deem just and reasonable. It shall be the duty of the recorder of said village to issue such licenses to persons applying for them, under the rules and regulations of the common council. Any person or persons who shall sell or attempt to sell goods by auction, or as a peddler, hawker, or transient trader, or shall exhibit or attempt to exhibit any circus, menagerie, theatre, theatrical performance, or common show, within said village, without first having obtained a license for that purpose, may be forthwith arrested by the marshal or any constable residing in said township, and brought before any court having competent jurisdiction, and on conviction thereof, be fined not to exceed one hundred dollars, or imprisoned in the county jail not exceeding three months, or by both such fine and imprisonment, in the discretion of the court.

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. North moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hall,	Mr. McGinnis,	Mr. Stafford,
Allman,	Hamilton,	Markham,	Stephenson,
Billings,	Hankerd,	Martin,	Stevens,
Canfield,	Hawley,	Moore,	Stinchcomb,
Cheney,	Hill,	Mosher,	Stone,
Clark,	Hopkins,	Nixon,	Thomson,
Conely,	Howland,	Norris,	Turck,
Coon,	Ireland,	North,	Twadell,
Crandell,	S. Johnson,	Norton,	Walkinshaw,
Curtiss,	W.W. Johnson,	Palmer,	Welker,
Dowling,	Jones,	Reed,	Willett,
Edwards,	Keeler,	Robbins,	Winchell,
Elliott,	Knight,	Rork,	White,
Farr,	Laubach,	Sackrider,	Wood,
Ferguson,	Lee,	A. J. Sawyer,	Woodworth,
Gibbs,	Little,	Sharts,	Ycomans,



Mr. Gies,  
Gould,

Mr. Ludlow,

Mr. Shetterly,

Mr. Speaker,

69

NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Winchell asked and obtained leave of absence for Mr. Eaton indefinitely, on account of sickness.

On motion of Mr. Conely,

The House adjourned.

*Lansing, Friday, March 16, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Way.

Roll called: quorum present.

Absent without leave Messrs. Curtiss, Ireland, S. Johnson, and Smith.

The Sergeant-at-Arms announced Mr. Fletcher at the bar of the House, as one of the absentees at the call of the House yesterday A. M.

On motion of Mr. Edwards,

Mr. Fletcher was admitted within the bar, rendered an excuse, and took his seat.

Mr. Morris asked and obtained leave of absence for Mr. Smith for one hour.

Mr. Hamilton asked and obtained leave of absence for Mr. Ireland until the 20th.

Mr. Woodworth asked and obtained leave of absence for Mr. S. Johnson until the 20th.

Mr. Coon asked and obtained leave of absence for Mr. N. Baker and himself until the 21st.

Mr. F. A. Baker asked and obtained leave of absence for Mr. Conely and himself after to-day until the 20th.

Mr. A. J. Sawyer asked and obtained leave of absence for himself after to-day until the 22d.

Mr. Gies asked and obtained leave of absence for himself during the day.

Mr. Woodworth asked and obtained leave of absence for himself after to-day until the 21st.

Mr. Edwards asked and obtained leave of absence for Mr. Curtiss and himself during the day.

Mr. Allen asked and obtained leave of absence for the Sergeant-at-Arms during the day.

Mr. Allen asked and obtained leave of absence for himself until the 22d.

Mr. Van Raalte, by unanimous consent, introduced the following resolution:

*Resolved*, That when this House adjourns to-day it adjourn to Monday evening next at eight and one-half o'clock.

The question being on the adoption of the resolution,

Mr. Parsons offered the following substitute therefor :

*Resolved*, That when this House adjourns it adjourn until Monday eve next at 8½ o'clock, and that we hold evening sessions thereafter, commencing at 7½ o'clock, until otherwise ordered.

Which substitute was not agreed to.

The question being on the adoption of the original resolution,

Mr. Welker demanded the yeas and nays.

The demand was not seconded.

The original resolution was then adopted.

#### PRESENTATION OF PETITIONS.

No. 765. By Mr. W. W. Johnson: Memorial of Rev. John Russell and Bradford Smith, relative to the question of a prohibitory liquor law ;

Referred to the committee on the liquor traffic.

No. 766. By Mr. Welker: Petition of A. N. Russell, and others, for a lower rate of interest ;

Referred to the committee on State affairs.

No. 767. By Mr. Welker: Remonstrance of Emanuel Hennbogh, and others, against restoring the county superintendent of schools ;

Referred to the committee on education.

No. 768. By Mr. Welker: Petition of A. N. Russell and others, that all railroads be brought under general law, and obliged to establish uniform rates of transportation ;

Referred to the committee on railroads.

No. 769. By Mr. Welker: Petition of A. N. Russell and others relative to admission of ladies to the Agricultural College ,

Referred to the committee on the Agricultural College.

No. 770. By Mr. Hayes: Petition of D. S. Waldron and 34 others, of Ionia county, for a law defining a bushel of apples ;

Referred to the committee on State affairs.

No. 771. By Mr. Hayes: Petition of B. H. Preston and 54 others, for a law restricting the rate of interest to 7 per cent ;

Referred to the committee on State affairs.

No. 772. By Mr. Hayes: Petition of Wm. H. Alvord and others of Ionia county, for the admission of ladies to the Agricultural College ;

Referred to the committee on Agricultural College.

No. 773. By Mr. Hayes: Petition of Jno. Dickerson and others, for a law to compel railroads to carry freight at uniform rates ;

Referred to the committees on railroads. .

No. 774. By Mr. Hayes: Petition of Jas. L. Fowle and others, to re-establish the county superintendency ;

Referred to the committee on education.

No. 775. By Mr. Mills: Petition of Travis Leach and 42 others, for a law making 47 lbs. the legal weight of a bushel of apples ;

Referred to the committee on State affairs.

No. 776. By Mr. Mills: Petition of G. S. Farrar and 18 others, for further provisions for the admission of ladies to the Agricultural College ;

Referred to the committee on Agricultural College.

No. 777. By Mr. Mills: Petition of Travis Leach and 48 others, for establishing uniform rates of interest on moneys loaned, and punishment for extortion ;

Referred to the committee on State affairs.

No. 778. By Mr. Mills: Petition of Travis Leach and 40 others, for equal taxation of railroads, and maximum and minimum rates of transportation and freight;

Referred to the committee on railroads.

No. 779. By Mr. Mills: Remonstrance of George Predman and 13 others, against re-establishing a county superintendency of schools;

Referred to the committee on education.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 373 (printed No. 151), entitled

A bill to amend compiler's section 3057, being section 4 of chapter 108 of compiled laws of 1871, relative to the notice of the election of trustees of religious societies;

2. House bill No. 17 (printed No. 149), entitled

A bill to detach certain territory from the present township of Burt, in the county of Cheboygan, and organize the same into a separate township to be known as the township of Nunda;

3. House bill No. 402 (G. O. 144), entitled

A bill to detach certain territory from the present townships of Little Traverse and Bear Creek, in the county of Emmet, and to organize the same into a separate township to be called the township of Littlefield;

4. House bill No. 128 (printed No. 77), entitled

A bill to incorporate the village of Bangor;

5. House bill No. 152 (printed No. 91), entitled

A bill to organize the townships of Spalding, Breen, Breitung, Stephenson and Holmes, and to re-organize the townships of Cedarville, Ingallston and Menominee, in the county of Menominee;

6. House bill No. 325, entitled

A bill to incorporate the village of Millington.

A. W. FARR, *Chairman.*

Report accepted and committee discharged.

The report was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House joint resolution No. 45, entitled

Joint resolution to amend section 7, Article XV., of the constitution of Michigan, relative to corporations,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and request that it be printed, and placed on the general order, referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the recommendation of the committee.

The joint resolution was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the majority of the committee on judiciary:

The majority of the committee on judiciary, to whom was referred  
House bill No. 164, entitled

A bill to amend chapter 49 of the compiled laws of 1871, entitled "The support of poor persons by their relatives," by adding seven sections there, to stand as sections 16 to 23 inclusive;

Respectfully report that they have had the same under consideration, and a majority of them have directed me to report the same back to the House, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

A. J. SAWYER,  
W. H. PALMER,  
T. B. WOODWORTH,  
J. C. WOOD,  
*Majority of the Committee.*

Report accepted and committee discharged.

The following report was also made on the same bill:

By a minority of the committee on judiciary:

The undersigned, a minority of the committee on the judiciary, to which committee was referred

House bill No. 164, entitled

A bill to amend chapter 49 of the compiled laws of 1871, entitled "The support of poor persons by their relatives," by adding seven sections thereto, to stand as sections 16 to 23 inclusive,

By leave of the House respectfully report that after full consultation respecting the bill above named they are unable to agree with their associates, the majority of the said committee, concerning the merits of the said bill, and respectfully submit that the bill aforesaid is one designed to aid an unfortunate class of people as well as to protect the communities in which such people may happen to reside, and is, by its terms (though needing perhaps some slight amendments), well calculated to subserve the purpose expressed therein.

The undersigned, therefore, are of the opinion that the bill should receive the favorable consideration of the House, and do recommend its passage.

All of which is respectfully submitted.

N. A. HAMILTON,  
S. W. HOPKINS,  
EDWIN F. CONELY.

Report accepted and committee discharged.

On motion of Mr. Conely,

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 507, entitled

A bill to provide for the publication and distribution of the laws and documents of this State, and to repeal compiler's sections 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 368, 369, 370, 371, 372, and 373 of the compiled laws of 1871, and the act entitled "An act to provide for the publication and distribution of the laws of this State," approved April 25, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompany-

ing amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House joint resolution No. 26, entitled

Joint resolution for the better security of persons transacting business with the State Land office, and to require from the Commissioner of the State Land Office a suitable bond,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

Joint resolution for the better security of persons transacting business with the State Land office and the Auditor General's office, and to require from the Commissioner of the State Land Office and the Auditor General suitable bonds;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

D. B. K. VAN RAALTE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House joint resolution No. 21, entitled

Joint resolution authorizing the Board of State Auditors to dispose of the surplus copies of the session laws, journals and documents of the State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House joint resolution No. 42, entitled

Joint resolution authorizing the State Land Commissioner to make an equitable settlement with Thomas Robinson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 121, entitled

A bill to authorize supervisors of townships to administer oaths in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 83, entitled

A bill to provide a contingent fund for certain township purposes;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on agriculture:

The committee on agriculture, to whom was referred

Senate bill No. 96, entitled

A bill to amend an act to incorporate State and subordinate granges, approved April 8, 1875;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. J. GOULD, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on agriculture:

The committee on agriculture, to whom was referred

House bill No. 487, entitled

A bill for the government of the Michigan State Agricultural Society,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

J. J. GOULD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Little.



The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred  
House bill No. 348, entitled

A bill to amend and revise the charter of the city of Detroit,

Respectfully report that they have had the same under consideration, and  
have directed me to report the same back to the House, and recommend that  
the bill be printed for the use of the committee.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the recommendation of the committee.

The bill was then ordered printed for the use of the committee.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred  
House bill No. 181, entitled

A bill to incorporate the village of Utica,

Respectfully report that they have had the same under consideration, and  
have directed me to report the same back to the House, without amendment,  
and recommend that the bill do pass, and ask to be discharged from the fur-  
ther consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Shetterly,

The rules were suspended, two-thirds of all the members present voting  
therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members  
elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hall,	Mr. Martin,	Mr. Steele,
Allen,	Hamilton,	Miller,	Stephenson,
Allman,	Hankerd,	Mills,	Stevens,
F. A. Baker,	Hawley,	Moore,	Stinchcomb,
N. Baker,	Hayes,	Morrison,	Stone,
Baldwin,	Hill,	Mosher,	Thomson,
Brown,	Hopkins,	Nixon,	Turck,
Canfield,	Howland,	Norris,	S. W. Turner,
Cheney,	Hoyt,	North,	Twadell,
Clark,	Jewell,	Norton,	Valade,
Conely,	W. W. Johnson,	Parsons,	Van Raalte,
Coon,	Jones,	Palmer,	Walkinshaw,
Crandell,	Keeler,	Prindle,	Welker,
Davis,	Knight,	Reed,	Willett,
Dowling,	Laubach,	Robbins,	Winchell,
Elliott,	Lee,	Rork,	White,
Farr,	Little,	Sackrider,	Wood,
Ferguson,	Ludlow,	J. C. Sawyer,	Woodworth,
Fletcher,	McGinnis,	Shetterly,	Yeomans,
Gould,	Markham,	Stafford,	Speaker, 80

#### NAYS.

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Title agreed to.



On motion of Mr. Shetterly,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 504, entitled

A bill to amend section 3 of an act to authorize the city of Owosso to raise money to construct a city hall and city prison, for the city of Owosso, approved March 18, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 347, entitled

A bill to provide for the opening of highways, streets and alleys in the cities and villages of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 115, entitled

A bill to incorporate the city of Cadillac, and repeal act No. 336 of the session laws of 1875, approved April 22, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kelley,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Sharts moved to amend by striking out of line 3, section 2, the word "three" and inserting in lieu thereof the word "two."

Mr. Little demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The question being on the motion to amend,  
 The same did not prevail.  
 The question being on the passage of the bill,  
 The same was then passed, a majority of all the members elect voting there-  
 for, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Farr,	Mr. Markham,	Mr. Stafford,
Allman,	Ferguson,	Martin,	Stephenson,
F. A. Baker,	Fletcher,	Miller,	Stevens,
N. Baker,	Hamilton,	Mills,	Stone,
Baldwin,	Hankerd,	Mosher,	S. W. Turner,
Brown,	Hawley,	Norris,	Twadell,
Canfield,	Hayes,	North,	Valade,
Chase,	Hill,	Norton,	Walkinshaw,
Cheney,	Hoyt,	Parsons,	Welker,
Clark,	Jewell,	Palmer,	Willetts,
Conely,	Keeler,	Phelps,	Winchell,
Coon,	Kelley,	Prindle,	White,
Crandell,	Little,	Sackrider,	Woodworth,
Davis,	Ludlow,	A. J. Sawyer,	Yeomans,
Dowling,	McArthur,	Shetterly,	Speaker,
Elliott,	McGinnis,	Smith,	63

## NAYS.

Mr. Billings,	Mr. W. W. Johnson,	Mr. Nixon,	Mr. Steele,
Gould,	Knight,	Reed,	Stinchcomb,
Hall,	Laubach,	Rork,	Thomson,
Howland,	Lee,	Sharts,	Van Raalte, 16

Pending the announcement of the vote,  
 Mr. Chase moved that Mr. J. C. Sawyer be excused from voting ;  
 Which motion did not prevail.  
 Mr. Little moved to reconsider the vote by which the House refused to excuse  
 Mr. J. C. Sawyer from voting ;  
 Which motion prevailed.  
 The question being on excusing Mr. J. C. Sawyer from voting,  
 Mr. J. C. Sawyer was excused.  
 Mr. Mosher moved that Mr. Abbott be excused from voting ;  
 Which motion did not prevail.  
 Mr. J. C. Sawyer moved to reconsider the vote by which the House refused  
 to excuse Mr. Abbott from voting,  
 Which motion prevailed.  
 The question being on excusing Mr. Abbott,  
 Mr. Abbott was so excused.  
 Mr. Little moved to reconsider the vote by which the House passed the bill.  
 On motion of Mr. Woodworth,  
 The motion to reconsider was laid on the table.  
 Title agreed to.  
 Mr. Norris moved that the bill be ordered to take immediate effect.  
 Which motion did not prevail, two-thirds of all the members elect not voting  
 therefor.  
 By the committee on municipal corporations :  
 The committee on municipal corporations, to whom was referred

House bill No. 577, entitled

A bill to provide for the construction of boulevards in the townships of Greenfield, Springwells, and Hamtramck, and on the line between those townships and the city of Detroit, and in the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

“A bill to provide for the establishment of a broad street, or boulevard around the city of Detroit, from Jefferson avenue, in the township of Hamtramck, to the River road, in the township of Springwells,”

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By unanimous consent,

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 16, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 457, entitled

A bill to amend sections 3, 4, and 31 of an act entitled “An act to revise the charter of the city of Big Rapids,” approved March 19, 1875, and to add ten new sections thereto, to stand as sections 68, 69, 70, 71, 72, 73, 74, 75, 76, and 77;

And to inform the House that the Senate has amended the same by striking out all of section 4 after line 68, on page 5, to line 14, on page 6, and inserting the following in lieu thereof:

There shall be elected one justice of the peace in each ward for the term of four years, as follows: In the first and fifth wards at the annual election for the year 1877; in the second ward at the annual election for the year 1878; in the fourth ward at the annual election for the year 1879; in the third ward at the annual election for the year 1880; and at each and every annual election thereafter in each ward where the respective terms of office expire.

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. Phelps moved that the House concur in the amendments made to the bill by the Senate.

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. Markham,	Mr. Smith,
Allen,	Gibbs,	Moore,	Stafford,
Allman,	Gould,	Morrison,	Stephenson,
F. A. Baker,	Hall,	Mosher,	Stevens,
N. Baker,	Hankerd,	Nixon,	Stinchcomb,
Baldwin,	Hawley,	Norris,	Stone,
Billings,	Hill,	North,	Thomson,
Brown,	Hopkins,	Norton,	S. W. Turner,
Canfield,	Howland,	Parsons,	Twadell,
Chase,	Jewell,	Phelps,	Valade,
Cheney,	W. W. Johnson,	Prindle,	Walkinshaw,
Clark,	Keeler,	Reed,	Winchell,
Conely,	Kelley,	Robbins,	White,
Coon,	Knight,	Rork,	Wood,
Crandell,	Laubach,	Sackrider,	Woodworth,
Davis,	Lee,	A. J. Sawyer,	Yeomans,
Dowling,	Little,	Sharts,	Speaker,
Farr,	Ludlow,	Shetterly,	71

## NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Palmer moved to reconsider the vote by which the House refused to give immediate effect to

Senate bill No. 115, entitled

A bill to incorporate the city of Cadillac, and repeal act No. 336 of the session laws of 1875, approved April 22d, 1875;

Which motion prevailed.

The question being on the ordering the bill to take immediate effect,

Mr. A. J. Sawyer demanded the yeas and nays.

The demand was seconded, and the bill was ordered to take immediate effect, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Hall,	Mr. Markham,	Mr. Stafford,
Allman,	Hamilton,	Martin,	Steele,
F. A. Baker,	Hankerd,	Miller,	Stephenson,
N. Baker,	Harrington,	Mills,	Stevens,
Baldwin,	Hawley,	Moore,	Stone,
Billings,	Hayes,	Mosher,	Thomson,
Brown,	Hill,	Norris,	S. W. Turner,
Canfield,	Hopkins,	North,	Twadell,
Chase,	Howland,	Norton,	Valade,
Clark,	Hoyt,	Parsons,	Van Raalte,
Conely,	Jewell,	Palmer,	Walkinshaw,
Coon,	Jones,	Phelps,	Welker,
Crandell,	Keeler,	Prindle,	Willett,
Davis,	Kelley,	Robbins,	Winchell,
Dowling,	Little,	Sackrider,	White,
Elliott,	Ludlow,	A. J. Sawyer,	Woodworth,

Mr. Farr,  
Ferguson,  
Fletcher,

Mr. McArthur,  
McGinnis,

Mr. Shetterly,  
Smith,

Mr. Yeomans,  
Speaker,

73

## NAYS.

Mr. Cheney,  
Gould,

Mr. W.W. Johnson,  
Lee,

Mr. Nixon,  
Reed,

Mr. Sharts,  
Stinchcomb, 8

Pending the announcement of the vote,

Mr. Sharts moved that Mr. Gibbs be excused from voting,

Which motion did not prevail.

Mr. Hoyt moved to reconsider the vote by which the House refused to excuse Mr. Gibbs from voting,

Which motion prevailed.

The question being on excusing Mr. Gibbs,

Mr. Gibbs was so excused.

Mr. Hankerd moved that Mr. Wood be excused from voting ;

Which motion prevailed.

On motion of Mr. Norris,

The House adjourned.

*Lansing, Monday, March 19, 1877, }*  
*8:30 P. M. }*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Wilkins.

Roll called : quorum present.

Absent without leave: Messrs. Allman, Brown, Cheney, Crandell, Curtiss, Edwards, Hall, Harrington, Markham, Mills, Moore, Norris, Parsons, Shetterly, Stephenson, Stevens, Thomson, Valade and Van Raalte.

Mr. Mosher asked and obtained leave of absence for Mr. Brown, until the 21st.

Mr. Little asked and obtained leave of absence for Mr. Allman, until the 21st.

Mr. Yeomans asked and obtained leave of absence for Mr. Stevens until to-morrow.

Mr. Wood asked and obtained leave of absence for Mr. Stephenson, until the 22d.

Mr. S. Johnson asked and obtained leave of absence for Mr. Thomson, until to-morrow evening.

Mr. Ireland asked and obtained leave of absence for Mr. Edwards until the 21st.

Mr. J. C. Sawyer asked and obtained leave of absence for Mr. Hall indefinitely.

Mr. Howland asked and obtained leave of absence for Mr. Parsons until the 21st.

Mr. McGinnis asked and obtained leave or absence for Mr. Valade indefinitely.

Mr. Hayes asked and obtained leave of absence for Mr. Van Raalte until the 21st.

Mr. Stafford asked and obtained leave of absence for Mr. Curtiss until the 22d.

Mr. Knight asked and obtained leave of absence for Mr. Shetterly until the 21st.

Mr. Morrison asked and obtained leave of absence for Messrs. Crandell and Moore until the 21st.

Mr. Hoyt asked and obtained leave of absence for Mr. Markham until the 21st.

Mr. Jones asked and obtained leave or absence for Mr. Harrington until the 21st.

#### PRESENTATION OF PETITIONS.

No. 780. By Mr. Welker: Petition of Dr. M. Marrow and others, that all railroads be brought under general law;

Referred to the committee on railroads.

No. 781. By Mr. Welker: Remonstrance of the same, against the county superintendent of schools;

Referred to the committee on education.

No. 782. By Mr. Welker: Petition of the same, for a lower rate of interest.

Referred to the committee on State affairs.

No. 783. By Mr. Welker: Petition of the same, for accommodations for ladies at the Agricultural College.

Referred to the committee on the Agricultural College.

No. 784. By Mr. Welker: Petition of the same, for a bushel of apples;

Referred to the committee on State affairs.

No. 785. By Mr. Hawley; Petition of lawyers, manufacturers and employers of labor for the passage of H. B. No. 264.

On demand of Mr. Hawley,

The petition was read at length and spread at large on the journal as follows:

*To the Honorable the House of Representatives:*

Your petitioners, whose names are hereunto attached, respectfully ask the favorable action of your Honorable Body on a bill now pending before the House to enable fellow workmen to bring a joint suit for wages due to them for work done in the course of the same employment.

Your petitioners believe that such an act would diminish the cost of litigations and the number of suits in settling disputes arising between employers and employed with respect to wages, and in this way be a saving of time, expense, and trouble to both parties, and in many cases by aggregating the amounts due to workmen they would *be able* to get legal and equitable remedies to which separately they could have no recourse. We believe that every reform in the law which renders legal proceedings more simple, inexpensive and expeditious, to be a public benefit, and we regard this bill as a measure of that character. In admiralty seamen are allowed to bring joint suits for their wages, and this feature of admiralty law has received the encomiums of many eminent jurists. We see

no reason for doubting that a similar provision would be beneficial in its operations in our ordinary common law tribunals.

And your petitioners will ever pray, etc.

GEO. N. FLETCHER,  
JNO. D. STANDISH,  
A. C. MCGRAW,  
O. S. GULLEY,  
W. H. TEFT,  
S. P. WILCOX,  
M. I. MILLS,  
A. SHELEY,  
J. S. FARRAND,  
W. H. LANGLEY,  
J. W. CANDLER,  
HUGH JOHNSON,  
RICHARD H. HALL.

R. MCCLELLAND,  
ALFRED RUSSELL,  
W. A. MOORE,  
F. G. RUSSELL,  
H. N. WALKER,  
J. F. JOY,  
E. W. MEDDAUAK,  
CHAS. S. MAY,  
MARCUS STEVENS,  
C. VAN HUSAN,  
FRANCIS PALMS,  
C. H. SMITH,

Laid on the table.

No. 786. By Mr. Stafford: Remonstrance of James Seely, G. C. Ketchum, and 42 others of Mackinaw county, Mich., against the passage of House bill No. 554, to detach the island of Bois Blanc from the county Mackinaw and to attach the same to the county of Cheboygan;

Referred to the committee on towns and counties.

No. 787. By Mr. Stafford: Remonstrance of Peter W. Hornback, E. Densmore, and 142 others of Point St. Ignace, Mackinaw county, Mich., against the passage of House Bill No. 428 to appropriate lands to aid in the construction of a railroad from the northern terminus of the Grand Rapids & Indiana railroad, in Emmet county, to the village of Cheboygan;

Referred to the committees on public lands and railroads, jointly.

No. 788. By Mr. Stafford: Remonstrance of J. A. Wendell, G. C. Ketchum, and 548 others, on the same subject;

Referred to the committees on public lands and railroads, jointly.

No. 789. By Mr. Sackrider: Petition of Geo. A. Wallace, David Joir, and 60 others of St. Charles, relative to the removal of floodwood from the Shiawassee river.

On demand of Mr. Sackrider,

The petition was read at length and spread at large on the journal, as follows:

*To the Honorable Senate and House of Representatives of the State of Michigan:*

Your petitioners, residents and freeholders of the township of St. Charles, county of Saginaw, and State of Michigan, respectfully represent to your honorable bodies, that the Shiawassee river, running through a part of said township, is filled with floodwood to such an extent that a large part of the territory of said township is flooded for the space of from 30 to 60 days in the spring of each year when the ice breaks up, and causes great damage to said land, and prevents the tillage of said land to a great extent, at a time when the owners of said land should cultivate the same. That if said floodwood was removed from said river the said land would not be flooded. That the territory flooded by said river is described as sections or portions of sections 27 and 28, 21, 22, 23, 14, 15, 16, 8, 9, 10, 11, 12, 13, 1, 2, 3, 4, and 5, as are more particularly shown by the chart annexed and making a part of this petition. And your petitioners respectfully ask that an appropriation be made for the purpose of re-



moving the floodwood and sand from that portion of said river that is blockaded, as shown by said chart. Your petitioners further show that the township of St. Charles is comparatively new and burdened with taxation to support itself, and is now somewhat in debt, and is not able to pay the expense of the work necessary to be done to relieve said land from the damage done by reason of the overflowing of said river. And your petitioners will ever pray.

Dated ST. CHARLES, March 15, 1877.

Referred to the committee on public lands.

No. 790. By Mr. Mosher. Petition of A. J. Clark, D. Root, and 78 others, that all railroads be brought under general laws;

Referred to the committee on railroads.

No. 791. By Mr. Mosher: Remonstrance of L. Barnhardt, Wm. Malloch, and 9 others, against the repeal of the township superintendency law;

Referred to the committee on education.

No. 792. By Mr. Mosher: Petition of E. Nowlin, S. W. Hamblin, and 18 others, for a legal standard for a bushel of apples;

Referred to the committee on State affairs.

No. 793. By Mr. Mosher: Petition of L. Nowlin, L. N. Farnam, and 6 others, for the admission of females to the Agricultural College;

Referred to the committee on Agricultural College.

No. 794. By Mr. Mosher: Petition of L. N. Farnam, E. Nowlin and 83 others, for a lower rate of interest;

Referred to the committee on State affairs.

#### REPORTS OF SELECT COMMITTEES.

The select committee to examine the bills on the general order and report such local bills as may be taken therefrom and placed on the order of third reading,

Respectfully recommend that the following bills be taken from the general order and placed on the order of third reading:

1. Senate bill No. 67, entitled

A bill to amend an act entitled "An act to incorporate the village of Michigamme," approved April 27, 1875;

2. Senate bill No. 58, entitled

A bill to amend section 18 of act entitled "An act to incorporate the village of Houghton," approved March 28, 1867;

3. House bill No. 154 (G. O. 208), entitled

A bill to authorize the township board of the township of Menominee, in the county of Menominee, to maintain a fire department in the unincorporated village of Menominee, in said township, and to appropriate certain moneys to the payment of the expenses thereof.

4. House bill No. 193 (printed No. 196), entitled

A bill to amend section 12 of an act entitled "An act to organize union school district of the city of Alpena," approved April 4, 1873.

5. House bill No. 40 (G. O. 129), entitled

A bill to amend section 1 of act 408, of the session laws of 1871, entitled "An act to organize Union School District of the township of Rogers."

6. House bill No. 192 (G. O. 96), entitled

A bill to amend sections 4, 5, 29, and 50, of act number 249, laws of 1871, entitled "An act to incorporate the city of Alpena," approved March 29, 1871,

and section 57 of said act number 249, as amended by section 1 of act number 263, laws of 1873, approved April 22, 1873.

E. J. WELKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Welker,

The recommendation of the committee was concurred in.

The bills were then placed on the order of third reading of bills.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
*Lansing, March 16, 1877.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to amend compiler's section 3057, being section 4 of chapter 108 of the compiled laws of 1871, relative to the notice of the election of trustees of religious societies.

An act to organize the townships of Spalding, Breen, Breitung, Stephenson and Holmes, and to reorganize the townships of Cedarville, Ingallston and Menominee, in the county of Menominee.

CHARLES M. CROSWELL.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 15, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to inform the House that the Senators Burleigh and Burch have been appointed a committee to act with a like committee of the House already appointed to confer with the delegation from the Upper Peninsula, as to the invitation extended by that delegation to the Legislature and State officers to visit that portion of the State.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 15, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to respectfully request the House to return to the Senate

House bill No. 501 (printed No. 147), entitled

A bill to detach certain territory from the present township of Otsego Lake, in Otsego county, and to organize the same into a separate township to be known as the township of Hayes.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

On motion of Mr. Steele,

The bill was taken from the table and retransmitted to the Senate.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 15, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 92, entitled

A bill to amend sections 28, 29, 39, 47, 49, and 52, and to repeal sections 67 and 68 of an act entitled "An act to incorporate the city of Ionia," approved March 21, 1873,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 15, 1877. }

*To the Speaker of the House:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 299 (printed No. 174), entitled

A bill to incorporate the village of Flushing,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 15, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to re-return to the House the following bill:

House bill No. 324 (printed No. 175), entitled

A bill to incorporate the village of Vassar, subject to the provisions of act No. 62 of the session laws of 1875, entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875,

And to inform the House that the Senate has amended the title, by adding thereto the words: "and to repeal act No. 206 of the session laws of 1871, entitled an act to incorporate the village of Vassar, approved March 2, 1871;"

In the passage of which as thus amended the Senate has concurred by a ma-

majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. Howland moved that the House concur in the amendment made to the title of the bill by the Senate.

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. F. A. Baker,	Mr. Hankerd,	Mr. Ludlow,	Mr. Sharts,
Baldwin,	Hawley,	McGinnis,	Stafford,
Billings,	Hayes,	Martin,	Steele,
Chase,	Hill,	Miller,	Stinchcomb,
Clark,	Hopkins,	Morrison,	Stone,
Conely,	Howland,	Mosher,	Turck,
Dowling,	Hoyt,	Nixon,	S. W. Turner,
Eaton,	Ireland,	North,	Twadell,
Elliott,	Jewell,	Norton,	Walkinshaw,
Farr,	S. Johnson,	Prindle,	Welker,
Ferguson,	W. W. Johnson,	Reed,	Willett,
Fletcher,	Jones,	Robbins,	Winchell,
Gibbs,	Keeler,	Rork,	White,
Gies,	Kelley,	Ross,	Wood,
Gould,	Lee,	Sackrider,	Yeomans,
Hamilton,	Little,	J. C. Sawyer,	Speaker, 64

#### NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 15, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 83 (printed No. 93), entitled

A bill to promote the early construction of a railroad through the Menominee Iron Range;

In the passage of which the Senate has concurred by two-thirds vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Conely,

The House adjourned.

*Lansing, Tuesday, March 20, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bangs.

Roll called: quorum present.

Absent without leave—Messrs. Cheney, Phelps, and Stevens.

Mr. W. W. Johnson asked and obtained leave of absence for Mr. Cheney for the day.

Mr. Conely asked and obtained leave of absence for himself for the forenoon.

Mr. Stafford asked and obtained leave of absence for Mr. Phelps for one hour.

Mr. Hoyt asked and obtained leave of absence for Mr. Stevens for the forenoon.

#### PRESENTATION OF PETITIONS.

No. 795. By Mr. Eaton: Petition of Mrs. R. Shoffer, C. M. Sheffer, W. H. Hurlbut and 40 others, for the admission of females to the Agricultural College;

Referred to the committee on Agricultural College.

No. 796. By Mr. Gies: Remonstrance of Aldermen R. Leggett, T. Hawley, John Smith, C. Ewers, J. A. Kurtz, J. J. Mitchell, A. Schulte, J. Guthard, J. C. Jacobs, J. B. Moore, M. Haller, G. W. Herrick, N. Lemmiger, Joseph Lingeman, G. Door, S. Karrer, B. Youngblood, and 221 others, against the amending of Detroit city charter so as to provide for the appointment of a poor commissioner instead of the election of a poormaster by the people;

Referred to the committee on municipal corporations.

No. 797. By Mr. Gies: Memorial of ex-immigration agent M. H. Allardt, presenting certain claims against the State;

On request of Mr Gies,

Referred to the committee on State affairs.

No. 798. By Mr. Yeomans: Petition of John Collins, Jas. H. Morse, E. D. Lamberton, and others, citizens of Orleans, Ionia county, for uniform rates for transportation of merchandise and produce on railroads;

Referred to the committee on railroads.

No. 799. By Mr. Yeomans: Remonstrance of John Morton, Sam'l Wooldridge, Mont. Spaulding, and others, of Orleans, Ionia county, against restoring the county superintendency of schools, and in favor of the present town system;

Referred to the committee on education.

No. 800. By Mr. Hill: Petition of D. K. Charles, J. M. Blowers, G. B. Tyler, and 90 others, of Van Buren county, that all railroads be brought under the general railroad law, and that uniform rates of freight, according to distance, be fixed;

Referred to the committee on railroads.

No. 801. By Mr. Mills: Petition of A. N. Hatch and 42 others, for a maximum legal rate of interest, at 7 per cent, and punishment of persons taking any higher rate;

Referred to the committee on State affairs.

No. 802. By Mr. Mills: Petition of A. N. Hatch and 36 others, for a law establishing 47 lbs. as the legal weight of a bushel of apples;

Referred to the committee on State affairs.

No. 803. By Mr. Mills: Remonstrance of N. Dean and 37 others against re-establishing county superintendency of schools;

Referred to the committee on education.

No. 804. By Mr. Mills: Petition of N. Hatch and 41 others for contracting the power of railroad companies and establishing maximum rates for freight;

Referred to the committee on railroads.

No. 805. By Mr. Hawley: Petition of Maria J. Wiley and 25 others for a reform school for girls;

On motion of Mr. Hawley,

Referred to the committee on State affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on the Asylums for the Insane:

The committee on the Asylums for the Insane beg leave to make the following amendatory report of their expenses incurred while visiting the Insane Asylum, and recommend that the several amounts be allowed, as follows:

John Willett.....	\$11 75
James E. Ferguson .....	11 75
Thomas Morrison.....	11 75
Joseph L. Valade.....	11 75
E. V. Chase.....	11 75
	<hr/>
	\$58 75

E. V. CHASE, *Chairman*.

Report accepted and laid on the table.

#### REPORTS OF SELECT COMMITTEES.

The select committee to examine the bills on the general order and report such local bills as may be taken therefrom and placed on the order of third reading,

Respectfully recommend that the following bill be taken from the general order and placed on the order of third reading:

1. House bill No. 369 (G. O. 226), entitled

A bill to amend an act entitled "An act to revise the charter of the city of Lansing," approved March 25, 1875.

E. W. WELKER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Welker,

The recommendation of the committee was concurred in.

The bill was placed on the order of third reading of bills.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 16, 1877. }

To the Speaker of the House:

SIR,—I am instructed by the Senate to return to the House the following bills:

1. House bill No. 259, entitled

A bill to amend sections 5, 7, and 9 of article 2 of an act entitled "An act to amend an act entitled 'An act to revise the charter of the city of Holland,' being amendatory of an act entitled 'An act to incorporate the city of Holland,'" approved March 25, 1867, approved March 23, 1871, which became a law April 2, 1873, approved April 1, 1875;

2. House bill No. 139 (printed No. 181), entitled

A bill to organize the township of Comins, in the county of Oscoda;

3. House bill No. 403 (printed No. 152), entitled

A bill to detach certain territory from the present township of Cross village, in the county of Emmet, and to organize the same into a separate township, to be called the township of Readmond;

4. House bill No. 188 (printed No. 184), entitled

A bill to authorize the township of Ada, in the county of Kent, to raise money to purchase the "Ada Bridge" across Grand river, in said township;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The several bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following

SENATE CHAMBER,  
Lansing, March 16, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 161, entitled

A bill to amend sections 2, 4, and 34 of act No. 372 of the laws of 1867, entitled "An act to revise the charter of the city of Flint," approved March 20, 1864, and to add a new section thereto;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

On motion of Mr. Little,

The rules were suspended, two-thirds of all the members present voting therefor, and the order of "third reading of bills" was passed for the day.

#### MOTIONS AND RESOLUTIONS.

Mr. Farr moved to take from the table

House bill No. 117 (G. O. No. 121), entitled

A bill to amend an act entitled "An act to detach certain territory from the townships of Manistee and Stronach, in the county of Manistee, and to organize



such territory so detached into a township by the name of Filer," and to legalize certain action taken thereunder.

Which motion prevailed.

The question being on concurring in the amendments made by the Senate to the bill,

Mr. Farr moved that the House do concur ;

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Hankerd,	Mr. Ludlow,	Mr. Sharts,
F. A. Baker,	Hawley,	McArthur,	Stafford,
Baldwin,	Hayes,	McGinnis,	Steele,
Canfield,	Hill,	Martin,	Stinchcomb,
Chase,	Hopkins,	Miller,	Stone,
Clark,	Howland,	Mills,	S. W. Turner,
Davis,	Hoyt,	Morrison,	Twadell,
Dillmann,	Ireland,	Nixon,	Van Raalte,
Dowling,	S. Johnson,	North,	Walkinshaw,
Eaton,	W. W. Johnson,	Norton,	Welker,
Elliott,	Jones,	Prindle,	Willett,
Farr,	Keeler,	Reed,	Winchell,
Ferguson,	Kelley,	Robbins,	White,
Fletcher,	Knight,	Rork,	Wood,
Gibbs,	Lee,	Sackrider,	Yeomans,
Gies,	Little,	J. C. Sawyer,	Speaker,
Gould,			

66

## NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Hankerd offered the following concurrent resolution :

*Resolved by the House of Representatives* (the Senate concurring) That the Secretary of State be instructed at the earliest practical moment after the close of the present session of the Legislature, to forward to each probate judge in the State one copy of all the general acts ordered to take immediate effect, said acts to be printed and bound in pamphlet form ;

Laid over under the rules.

Mr. Willett moved to take from the table

House bill No. 103 (G. O. 128), entitled .

A bill to incorporate the village of Otisville, in the county of Genesee ;

Which motion prevailed.

The question being on concurring in the amendments made by the Senate to the bill,

Mr. Willett moved that the House do concur ;

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Hankerd,	Mr. McGinnis,	Mr. Stafford,
F. A. Baker,	Hawley,	Martin,	Steele,
Baldwin,	Hill,	Miller,	Stinchcomb,
Canfield,	Hopkins,	Mills,	Stone,

Mr. Chase,	Mr. Howland,	Mr. Morrison,	Mr. Turck,	
Clark,	Ireland,	Mosher,	S. W. Turner,	
Davis,	Jewell,	Nixon,	Twadell,	
Dillmann,	S. Johnson,	Norris,	Van Raalte,	
Dowling,	W. W. Johnson,	North,	Walkinshaw,	
Eaton,	Jones,	Prindle,	Willetts,	
Elliott,	Keeler,	Reed,	Winchell,	
Farr,	Knight,	Robbins,	White,	
Ferguson,	Lee,	Rork,	Wood,	
Fletcher,	Little,	Sackrider,	Yeomans,	
Gibbs,	Ludlow,	J. C. Sawyer,	Speaker,	63
Gould,	McArthur,	Sharts,		0
		NAYS.		

Title agreed to.

On motion of Mr. Willett,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. F. A. Baker moved to discharge the committee of the whole from the further consideration of

House bill No. 21 (G. O. 224), entitled

A bill to further amend section 1 of chapter 64 of the compiled laws of 1871, being compiler's section 2093.

Which motion prevailed.

On motion of Mr. F. A. Baker,

The bill was placed on the order of third reading.

Mr. Jewell moved to discharge the committee of the whole from the further consideration of

House bill No. 140 (G. O. No. 194), entitled

A bill to amend an act entitled "An act to amend section 5 of chapter 24 of the compiled laws of 1871, being an act relative to persons liable to work on highways, and making assessment therefor,"

On motion of Mr. Jewell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

Pending the third reading thereof,

Mr. Norris moved that the bill be laid on the table;

Which motion did not prevail.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Jewell moved to amend by striking out of line 13, section 1, the words "one quarter" and inserting in lieu thereof the words "one-tenth;"

Which motion prevailed.

Mr. Yeomans moved to amend by adding the following proviso to the end of section 1:

"Provided, That this act shall not apply to counties lying south of the north line of township 12 north;"

Which motion did not prevail.

Mr. Steele moved to amend by adding the following to the file to stand as section 2:

“SEC. 2. Act No. 179, of the session laws of 1875, is hereby repealed;”

Which motion did not prevail.

The question being on the passage of the bill,

On motion of Mr. Norris,

The further consideration of the bill was made the special order for this P. M. at 2 and a half o'clock, two-thirds of all the members present voting therefor.

Mr. Billings offered the following concurrent resolution :

*Whereas*, Provision has been made by concurrent resolution for the publication of five hundred copies of the report of the joint committee of the House and Senate on the defalcation in the chemical laboratory of the University and the evidence taken therein ; and

*Whereas*, In said concurrent resolution a part of said reports, with the evidence, are left to be distributed by the Librarian, under the direction of the Governor and Secretary of State ; therefore

*Resolved*, By the House (the Senate concurring), that the State printer be and he is hereby authorized and directed to distribute said surplus copies by sending one copy to each publisher of a newspaper within the State till the said surplus shall be exhausted.

On motion of Mr. Billings,

The rules were suspended, two-thirds of all the members present voting therefor, and the concurrent resolution was put upon its immediate passage.

The question being on the adoption of the resolution,

Mr. Wood moved to amend by adding to the end thereof, the following :

“*Provided*, That the daily papers of the State be first supplied ;”

Which motion did not prevail.

Mr. Mosher offered the following substitute for the resolution :

*Resolved* (by the House, the Senate concurring), That two additional copies be furnished to each member of the Legislature for distribution in the several districts, and the remaining copies be left in the hands of the State Librarian ;

Which substitute was adopted.

The resolution as substituted was then adopted.

On motion of Mr. F. A. Baker,

The rules were suspended, two-thirds of all the members present voting therefor, and the order of “special order” was passed for the day.

#### GENERAL ORDER.

On motion of Mr. F. A. Baker,

The House went into committee of the whole on the general order,

Mr. Steele in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report :

The committee of the whole have had under consideration the following entitled bills :

1. House bill No. 158 (G. O. 85), entitled

A bill for the relief of parties to certain judgments in the Superior Court of Detroit ;

2. House bill No. 135 (G. O. 87), entitled

A bill to amend section 4 of chapter 21 of the compiled laws of 1871, being compiler's section 970, in regard to a uniform assessment of property ;

3. House bill No. 138 (G. O. 60), entitled

A bill relative to divorces ;

## 4. Senate bill No. 35, entitled

A bill to provide for or facilitate the incorporation of [military or light guard companies, for certain purposes ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

## 5. House bill No. 53 (G. O.), entitled

A bill to amend section 9, and add a new section to be known as section 10 of act No. 55 of the session laws of 1873, entitled "An act to amend an act entitled an act to authorize the formation of companies for the detention and apprehension of horse thieves and other felons, and defining their powers," the same being act No. 55 of the session laws of A. D. 1873, by amending section 9, and adding thereto a new section to be known as section ten (10) of said act ;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

GEO. E. STEELE, *Chairman*.

Report accepted and committee discharged.

The four bills first named were placed on the order of third reading of bills.

The question being on concurring in the action of the committee of the whole in striking out all after the enacting clause of the fifth named bill,

The House concurred.

The title and enacting clause were laid on the table.

On motion of Mr. Billings,

The House took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

Mr. Hopkins asked and obtained leave of absence for Mr. Turck for the P. M.

By unanimous consent, the following report was made :

The select committee appointed to examine local bills on the general order, Respectfully recommend that the following bills be taken from the general order and placed on the order of third reading of bills :

House bill No. 286 (G. O. 200), entitled

A bill to change the name of the village plat of "Morgan," in Newaygo county, to "White Cloud."

E. J. WELKER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Welker,

The recommendation of the committee was concurred in.

The bill was then placed on the order of third reading of bills.

By unanimous consent, the House took up the order of

THIRD READING OF BILLS.

Senate bill No. 67, entitled

A bill to amend act No. 368 of the session laws of 1875, entitled "An act to incorporate the village of Michigamme," approved April 27, 1875,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gould,	Mr. McArthur,	Mr. J. C. Sawyer,
F. A. Baker,	Hamilton,	Markham,	Sharts,
N. Baker,	Hawley,	Martin,	Stafford,
Baldwin,	Hill,	Miller,	Stinchcomb,
Billings,	Hopkins,	Morrison,	Stone,
Chase,	Howland,	Nixon,	S. W. Turner,
Clark,	Hoyt,	Norris,	Twadell,
Conely,	Jewell,	North,	Van Raalte,
Coon,	S. Johnson,	Norton,	Walkinshaw,
Crandell,	W. W. Johnson,	Palmer,	Welker,
Davis,	Jones,	Phelps,	Willetts,
Dillmann,	Keeler,	Prindle,	Winchell,
Dowling,	Kelley,	Reed,	White,
Eaton,	Knight,	Robbins,	Wood,
Elliott,	Lee,	Rork,	Yeomans,
Ferguson,	Little,	Ross,	Speaker,
Fletcher,	Ludlow,	Sackrider,	77

## NAYS.

Mr. Gies,	Mr. McGinnis,	2
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Title agreed to.

On motion of Mr. North,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 58, entitled

A bill to amend section 18 of an act entitled "An act to incorporate the village of Houghton," approved March 28, 1867,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Ludlow,	Mr. J. C. Sawyer,
F. A. Baker,	Gould,	McArthur,	Sharts,
N. Baker,	Hamilton,	Markham,	Stafford,
Baldwin,	Hawley,	Martin,	Steele,
Billings,	Hill,	Miller,	Stinchcomb,
Canfield,	Hopkins,	Morrison,	Stone,
Chase,	Howland,	Mosher,	S. W. Turner,
Clark,	Hoyt,	Nixon,	Twadell,
Conely,	Ireland,	Norris,	Van Raalte,
Coon,	Jewell,	North,	Walkinshaw,
Crandell,	S. Johnson,	Norton,	Welker,
Davis,	W. W. Johnson,	Palmer,	Willetts,
Dillmann,	Jones,	Phelps,	Winchell,
Dowling,	Keeler,	Prindle,	White,
Eaton,	Kelley,	Reed,	Wood,
Elliott,	Knight,	Robbins,	Yeomans,
Ferguson,	Lee,	Rork,	Speaker,
Fletcher,	Little,	Sackrider,	71

## NAYS.

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Title agreed to.

On motion of Mr. North,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Smith,

The rules were suspended, two-thirds of all the members present voting therefor, and the House took up the order of

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 20, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to respectfully request the House to return to the Senate

House bill No. 457, entitled

A bill to amend sections 3, 4, and 31 of an act entitled "An act to revise the charter of the city of Big Rapids," approved March 19, 1875, and to add ten new sections thereto, to stand as sections 68, 69, 70, 71, 72, 73, 74, 75, 76, and 77;

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

Mr. Smith moved to discharge the committee on engrossment and enrollment from the further consideration of the bill;

On motion of Mr. Hopkins,

The latter motion was laid on the table.

Mr. Conely moved to reconsider the vote by which the motion to discharge the committee on engrossment and enrollment from the further consideration of the bill was laid on the table;

Which motion did not prevail.

House bill No. 193 (printed No. 196), entitled

A bill to amend section 12 of an act entitled "An act to organize union school district of the city of Alpena," approved April 4, 1873,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. McGinnis,	Mr. Sharts,
F. A. Baker,	Fletcher,	Markham,	Stafford,
N. Baker,	Gould,	Martin,	Steele,
Baldwin,	Hawley,	Miller,	Stinchcomb,
Billings,	Howland,	Morrison,	Stone,
Canfield,	Hoyt,	Mosher,	S. W. Turner,
Chase,	Ireland,	Nixon,	Twadell,
Clark,	W. W. Johnson,	North,	Van Raalte,
Conely,	Jones,	Phelps,	Walkinshaw,
Crandell,	Keeler,	Prindle,	Welker,
Davis,	Kelley,	Reed,	Winchell,
Dillmann,	Knight,	Rork,	White,

Mr. Dowling, Eaton, Elliott, Farr,	Mr. Lee, Little, Ludlow, McArthur,	Mr. Ross, Sackrider, J. C. Sawyer,	Mr. Wood, Yeomans, Speaker,	
				62
NAYS.				

Mr. Coon,	1
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Title agreed to.

On motion of Mr. Kelley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 40 (G. O. 129), entitled

A bill to amend section 1 of act 408, of the session laws of 1871, entitled  
“An act to organize Union School District of the township of Rogers.”

Pending the third reading of the bill,

On motion of Mr. Kelley,

The bill was laid on the table.

House bill No. 192 (G. O. 96), entitled

A bill to amend sections 4, 5, 29, and 50, of act number 249, laws of 1871, entitled “An act to incorporate the city of Alpena,” approved March 29, 1871, and section 57 of said act number 249, as amended by section 1 of act number 263, laws of 1873, approved April 22, 1873.

Pending the third reading thereof,

The Speaker announced that the time had arrived for the

#### SPECIAL ORDER.

Being the consideration of

House bill No. 140 (G. O. No. 194), entitled

A bill to amend an act entitled “An act to amend section 5 of chapter 24 of the compiled laws of 1871, being an act relative to persons liable to work on highways, and making assessment therefor,”

The question being on the passage of the bill,

Mr. Wood moved to amend the bill by inserting in line 4, section 1, after the word “therefore” the words, “as amended by act number 179 of the session laws of 1875, approved May 1, 1875.”

Which motion prevailed,

Mr. Norris moved to amend by inserting in line 15, section 1, after the word “highway” the words: “and the said electors may also determine at such time, by a vote of the electors as aforesaid, whether they will order any portion of such tax, ‘not exceeding one-third part thereof’ to be raised and paid in money, which, if so ordered to be raised by the electors as aforesaid, shall be collected by the overseers of such township and paid to the township treasurer, to be expended by and under the direction of the commissioner of highways on the roads in said township, in such manner and at such place or places therein as such commissioner shall direct;”

Which motion did not prevail.

Mr. Rork moved that the further consideration of the bill be indefinitely postponed;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Ludlow,	Mr. Sharts,
F. A. Baker,	Gibbs,	McArthur,	Stafford,
N. Baker,	Gies,	McGinnis,	Steele,
Billings,	Hamilton,	Martin,	Stinchcomb,
Canfield,	Hankerd,	Morrison,	Stone,
Chase,	Hopkins,	Mosher,	S. W. Turner,
Clark,	Ireland,	North,	Twadell,
Conely,	Jewell,	Palmer,	Walkinshaw,
Crandell,	S. Johnson,	Phelps,	Welker,
Davis,	Jones,	Prindle,	Willett,
Dillmann,	Keeler,	Reed,	Winchell,
Dowling,	Kelley,	Robbins,	White,
Eaton,	Knight,	Ross,	Wood,
Elliott,	Lee,	Sackrider,	Speaker,
Farr,	Little,		

58

## NAYS.

Mr. Coon,	Mr. Hill,	Mr. Markham,	Mr. Rork,
Ferguson,	Howland,	Nixon,	Thomson,
Hayes,	W.W. Johnson,	Norton,	Yeomans,

12

The question being on agreeing to the title,  
 Mr. Wood moved to amend the title by adding to end thereof the following:  
 "As amended by act No. 179 of the session laws of 1875, approved May 1, 1875;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The House then resumed the order of

## THIRD READING OF BILLS.

House bill No. 192 (G. O. 96), entitled

A bill to amend sections 4, 5, 20, and 50, of act number 249, laws of 1871, entitled "An act to incorporate the city of Alpena," approved March 29, 1871, and section 57 of said act number 249, as amended by section 1 of act number 263, laws of 1873, approved April 22, 1873,

Was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Ludlow,	Mr. Ross,
F. A. Baker,	Hamilton,	McArthur,	Sackrider,
N. Baker,	Hankerd,	Markham,	J. C. Sawyer,
Billings,	Hawley,	Martin,	Sharts,
Canfield,	Hayes,	Miller,	Smith,
Clark,	Hill,	Morrison,	Stafford,
Conely,	Hopkins,	Mosher,	Steele,
Coon,	Howland,	Nixon,	Stone,
Crandell,	Ireland,	Norris,	Thomson,
Davis,	Jewell,	North,	S. W. Turner,

Mr. Dowling, Eaton, Farr, Ferguson, Fletcher, Gibbs, Gies,	Mr. S. Johnson, W. W. Johnson, Jones, Kelley, Knight, Lee, Little,	Mr. Norton, Phelps, Prindle, Reed, Robbins, Rork,	Mr. Twadell, Walkinshaw, Willetts, Winchell, White, Speaker,	65
NAYS.				0

Title agreed to.

On motion of Mr. Kelley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 154 (G. O. 208), entitled

A bill to authorize the township board of the township of Menominee, in the county of Menominee, to maintain a fire department in the unincorporated village of Menominee, in said township, and to appropriate certain moneys to the payment of the expenses thereof,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott, F. A. Baker, Billings, Canfield, Clark, Conely, Crandell, Davis, Dillmann, Eaton, Farr, Ferguson, Gould, Hamilton,	Mr. Hankerd, Hayes, Hill, Hopkins, Howland, Jewell, S. Johnson, W. W. Johnson, Jones, Keeler, Kelley, Knight, Lee, Ludlow,	Mr. McArthur, McGinnis, Markham, Martin, Miller, Morrison, Nixon, Norris, North, Norton, Phelps, Prindle, Reed,	Mr. Robbins, Sackrider, J. C. Sawyer, Stafford, Steele, Thomson, S. W. Turner, Twadell, Walkinshaw, Willetts, Winchell, White, Speaker,	54
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#### NAYS.

Mr. Hoyt, Ireland,	Mr. Mosher,	Mr. Rork,	Mr. Sharts,	5
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Title agreed to.

On motion of Mr. North,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. S. W. Turner,

The rules were suspended, two-thirds of all the members present voting therefor, and the bills considered in committee of the whole this A. M. were put upon their immediate passage.

House bill No. 369 (G. O. 226), entitled

A bill to amend an act entitled "An act to revise the charter of the city of Lansing," approved March 25, 1875;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. S. W. Turner moved to amend the bill,

1st. By striking out of line 1, section 1, Title XIII., the words "30th day of" and inserting in lieu thereof the words "third Monday in ;"

2d. By changing "first Monday in June," in line 2, section 2, same Title, to "third Monday in May ;"

3d. By changing "second Monday in June," in line 1, section 5, same Title, to "fourth Monday in May ;"

4th. By striking out of line 3, section 6, same Title, the word "first," and inserting in lieu thereof the word "second ;"

Which motion prevailed.

Mr. S. W. Turner moved to amend by striking out of line 7, section 3, in Title XIII., the proviso commencing with the word "*Provided*" up to and including the word "heard" in line 9 ;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Hankerd,	Mr. McArthur,	Mr. Ross,
F. A. Baker,	Hill,	McGinnis,	J. C. Sawyer,
Billings,	Howland,	Markham,	Sharts,
Canfield,	Hoyt,	Martin,	Stafford,
Clark,	Ireland,	Morrison,	Steek,
Conely,	Jewell,	Nixon,	Stone,
Coon,	S. Johnson,	Norris,	S. W. Turner,
Crandell,	W. W. Johnson,	North,	Twadell,
Dillmann,	Jones,	Norton,	Walkinshaw,
Dowling,	Keeler,	Phelps,	Willett,
Eaton,	Kelley,	Prindle,	Winchell,
Farr,	Knight,	Reed,	White,
Gies,	Lee,	Robbins,	Yeomans,
Gould,	Ludlow,	Rork,	Speaker,
Hamilton,			

57

#### NAYS.

0

Title agreed to.

On motion of Mr. S. W. Turner,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Ferguson, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

Senate bill No. 72, entitled

A bill to change the name of the township of Deerfield, in Van Buren county, from Deerfield to Covert ;

Which motion prevailed.

On motion of Mr. Ferguson,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Hankerd,	Mr. Ludlow,	Mr. Robbins,
F. A. Baker,	Hawley,	McArthur,	Rork,
N. Baker,	Hayes,	McGinnis,	Ross,
Billings,	Hill,	Markham,	J. C. Sawyer,
Canfield,	Hopkins,	Martin,	Sharts,
Clark,	Howland,	Miller,	Stafford,
Conely,	Hoyt,	Morrison,	Steele,
Craudell,	Ireland,	Mosher,	Stone,
Davis,	Jewell,	Nixon,	Thomson,
Dillmann,	S. Johnson,	Norris,	Twadell,
Eaton,	W. W. Johnson,	North,	Walkinshaw,
Farr,	Jones,	Norton,	Welker,
Ferguson,	Kceeler,	Palmer,	Willetts,
Gibbs,	Kelley,	Phelps,	White,
Gies,	Knight,	Prindle,	Yeomans,
Gould,	Lee,	Reed,	Speaker,
Hamilton,	Little,		66

## NAYS.

0

Title agreed to.

On motion of Mr. Ferguson.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Norris moved that the House do now adjourn ;

Which motion did not prevail.

House bill No. 21 (G. O. 224), entitled

A bill to further amend section 1 of chapter 64, of the compiled laws of 1871, being compiler's section 2093,

Was read a third time, and pending the taking of the vote on the passage thereof.

Mr. Sharts moved to amend the bill by striking of line 9, recited section 1, the word "January," and inserting in lieu thereof the word "December ;"

Which motion did not prevail.

Mr. Hamilton moved to amend by striking out of line 8, same section, the words "first day of September," and inserting in lieu thereof the words "15th day of August ;"

Which motion did not prevail.

Mr. White moved to amend by striking out of line 3, same section, "15th day of December," and inserting in lieu thereof the words "first day of January ;"

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr Abbott,	Mr. Hankerd,	Mr. McArthur,	Mr. Sackrider,
F. A. Baker,	Hawley,	McGinnis,	Sharts,
N. Baker,	Hopkins,	Markham,	Stafford,
Billings,	Howland,	Martin,	Steele,
Canfield,	Hoyt,	Morrison,	Stinchcomb,
Clark,	Ireland,	Mosher,	Stone,

Mr. Conely, Davis, Dillmann, Eaton, Elliott, Farr, Ferguson, Gies, Gould, Hamilton,	Mr. Jewell, S. Johnson, W.W. Johnson, Jones, Keeler, Kelley, Knight, Lee, Little, Ludlow,	Mr. Nixon, Norris, North, Norton, Palmer, Phelps, Reed, Robbins, Rork,	Mr. Thomson, S. W. Turner, Twadell, Van Raalte, Walkinshaw, Welker, Winchell, White, Speaker,
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62

## NAYS.

Mr. Gibbs, Mr. Miller,

2

Title agreed to.

On motion of Mr. Conely,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 35, entitled

A bill to provide for or facilitate the incorporation of Military or Light Guard companies for certain purposes,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott, F. A. Baker, N. Baker, Canfield, Chase, Clark, Conely, Davis, Dillmann, Eaton, Gies, Hamilton, Hankerd,	Mr. Hawley, Hayes, Howland, Hoyt, Ireland, Jewell, Jones, Keeler, Kelley, Knight, Little, McArthur, Markham,	Mr. Martin, Morrison, Mosher, North, Norton, Phelps, Prindle, Reed, Rork, Sackrider, Sharts, Stafford, Steele,	Mr. Stinchcomb, Thomson, S. W. Turner, Twadell, Van Raalte, Walkinshaw, Welker, Willett, Winchell, White, Yeomans, Speaker,
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51

## NAYS.

Mr. Billings, Crandell, Elliott, Farr, Ferguson,	Mr. Gibbs, Gould, Hill, Hopkins, S. Johnson,	Mr. W.W. Johnson, Ludlow, McGinnis, Miller, Nixon,	Mr. Norris, Palmer, Robbins, Ross, J. C. Sawyer,
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20

Pending the announcement of the vote,

Mr. Gould moved that Mr. Hopkins be excused from voting;

Which motion did not prevail.

Mr. Hopkins then voted as recorded above.

Mr. Gies moved that Mr. McGinnis be excused from voting;

Which motion did not prevail.

Mr. McGinnis then voted as recorded above.

Title agreed to.

On motion of Mr. Hamilton,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 138 (G. O. 63), entitled

A bill relative to divorces,

Was read a third time and pending the taking of the vote on the passage thereof,

Mr. Conely moved to amend ;

1st. By inserting in line 3, section 1, after the word "circulated," the words "in this State ;"

2d. By adding to the end of section 1 the words "or with intent to solicit persons to procure divorces in this State or elsewhere."

Which motion prevailed, two-thirds of all the members elect voting therefor.

The same was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Allen,	Mr. Hankerd,	Mr. McGinnis,	Mr. Sackrider,
F. A. Baker,	Hawley,	Markham,	J. C. Sawyer,
N. Baker,	Hopkins,	Martin,	Sharts,
Baldwin,	Howland,	Morrison,	Stafford,
Chase,	Hoyt,	Mosher,	Steele,
Clark,	Ireland,	Nixon,	Thomson,
Conely,	Jewell,	Norris,	S. W. Turner,
Davis,	S. Johnson,	North,	Twadell,
Dillmann,	W.W.Johnson,	Norton,	Walkinshaw,
Eaton,	Jones,	Palmer,	Welker,
Elliott,	Keeler,	Phelps,	Willett,
Farr,	Kelley,	Prindle,	Winchell,
Ferguson,	Knight,	Reed,	White,
Gibbs,	Lee,	Robbins,	Wood,
Gies,	Little,	Rork,	Yeomans,
Gould,	McArthur,	Ross,	Speaker,
Hamilton,			

65

#### NAYS.

0

Title agreed to.

The following report was made :

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill :

House bill No. 457, entitled

A bill to amend sections 3, 4, and 31 of an act entitled "An act to revise the charter of the city of Big Rapids," approved March 19, 1875, and to add ten new sections thereto, to stand as sections 68, 69, 70, 71, 72, 73, 74, 75, 76, and 77 ;

A. W. FARR, *Chairman.*

Report accepted and committee discharged.

The report was laid on the table.

House bill No. 135 (G. O. 87) entitled

A bill to amend section 4 of chapter 21, of the compiled laws of 1871, being compiler's section 970, in regard to a uniform assessment of property,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Ludlow,	Mr. Sackrider,
F. A. Baker,	Gould,	McArthur,	Sharts,
N. Baker,	Hamilton,	McGinnis,	Stafford,
Baldwin,	Hawley,	Markham,	Steele,
Billings,	Hill,	Martin,	Stinchcomb,
Canfield,	Howland,	Morrison,	Stone,
Chase,	Ireland,	Nixon,	Thomson,
Clark,	Jewell,	Norris,	S. W. Turner,
Conely,	S. Johnson,	North,	Twadell,
Crandell,	W.W.Johnson,	Norton,	Walkinshaw,
Davis,	Jones,	Palmer,	Welker,
Dillmann,	Keeler,	Phelps,	Willett,
Eaton,	Kelley,	Prindle,	Winchell,
Elliott,	Knight,	Reed,	White,
Farr,	Lee,	Rork,	Yeomans,
Ferguson,	Little,	Ross,	Speaker,
Gibbs,			

65  
0

## NAYS,

Title agreed to.

On motion of Mr. Hill,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Howland moved that the House do now adjourn;

Which motion did not prevail.

House bill No. 158 (G. O. 85) entitled

A bill for the relief of parties to certain judgments in the Superior Court of Detroit;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Conely moved to amend by inserting in line 3, section 1, after the word "plead," the words "requiring the defendant or defendants to plead;"

Which motion prevailed, two-thirds of all the members elect voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Markham,	Mr. Sharts,
F. A. Baker,	Hamilton,	Martin,	Stafford,
Baldwin,	Hankerd,	Morrison,	Steele,
Billings,	Hawley,	Mosher,	Stinchcomb,
Canfield,	Hopkins,	Nixon,	Stone,
Chase,	Howland,	North,	Thomson,
Clark,	Ireland,	Norton,	S. W. Turner,
Conely,	Jewell,	Palmer,	Twadell,
Davis,	W.W.Johnson,	Phelps,	Walkinshaw,
Dillmann	Jones,	Prindle,	Welker,
Dowling,	Keeler,	Reed,	Willett,
Eaton,	Knight,	Robbins,	White,



Mr. Elliott, Farr, Gibbs, Gies,	Mr. Lee, Little, Ludlow, McArthur,	Mr. Bork, Ross, Sackrider,	Mr. Wood, Yeomans, Speaker,	62
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NAYS.

Mr. McGinnis,	1
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Title agreed to.

On motion of Mr. Conely,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Wood moved that the House do now adjourn ;

Which motion did not prevail.

House bill No. 286 (G. O. 200), entitled

A bill to change the name of the village plat of Morgan, in Newaygo county, to White Cloud,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Jewell,

The bill was laid on the table.

On motion of Mr. Wood,

The House adjourned.

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*Lansing, Wednesday, March 21, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Cook,

Roll called : quorum present.

Absent without leave,—Messrs. Allman, Edwards, Norton, Parsons, and Smith.

Mr. Markham asked and obtained leave of absence for Mr. Allman for the day.

Mr. Ireland asked and obtained leave of absence for Mr. Edwards indefinitely, on account of sickness.

Mr. Little asked and obtained leave of absence for Mr. Smith for the A. M.

Mr. Howland asked and obtained leave of absence for Mr. Parsons indefinitely, on account of sickness.

Mr. Clark asked and obtained leave of absence for Mr. Norton until the 23d.

Mr. Mills asked and obtained leave of absence for the committee on the University during the A. M.

Mr. Prindle asked and obtained leave of absence for Mr. Baldwin for the A. M.

## PRESENTATION OF PETITIONS.

No. 806. By Mr. Turck: Petition of B. F. Belding, J. Cartwright and others of Gratiot county, that the laws be so amended that our daughters as well as our sons be admitted to the Agricultural College;

Referred to the committee on the Agricultural College.

No. 807. By Mr. Turck: Petition of Geo. Smith, S. L. Little and others, of Gratiot county, to restrict the rate of interest on money to seven per cent;

Referred to the committee on State affairs.

No. 808. By Mr. Turck: Petition of Luther J. Dean, Wm. F. Brown, W. Curtis and others of Gratiot county, to define a bushel of apples to be 47 lbs.;

Referred to the committee on State affairs.

No. 809. By Mr. Turck: Petition of Henry Swift, W. C. Bryant, and others, of Gratiot county, that a law may be enacted to establish uniform rates of freight on railroads;

Referred to the committees on railroads.

No. 810. By Mr. Turck: Remonstrance of Isaac Gabrion, James Turner, C. Huffman, and others, of Gratiot county, against the reestablishment of the county superintendency of schools;

Referred to the committee on education.

No. 811. By Mr. White: Petition of C. Myers, H. H. Harrd, F. H. Wilson, and 17 others, praying for the passage of a law fixing uniform rates of freight on railroads;

Referred to the committee on railroads.

No. 812. By Mr. White: Petition of Geo. C. Myers, Wm. F. Lewis, Z. Bigelow and 16 others, for the admission of females to the Agricultural College;

Referred to the committee on Agricultural College.

No. 813. By M. White: Petition of Henry S. Lewis, A. Lainsbury, J. M. Wilson and 17 others, for restriction of rate of interest to 7 per cent;

Referred to the committee on State affairs.

No. 814. By Mr. White: Remonstrance of A. A. Gilbert, M. H. Snect, A. Brady, and 6 others, against the restoration of the county superintendent of schools;

Referred to the committee on education.

No. 815. By Mr. Winchell: Petition of Hon. W. F. Harden, Hon. Thos. Sheperd, Jno. Blair, Henry Shultes, Geo. Redpath, and numerous others, asking for the passage of the bill making an appropriation of swamp lands for the improvement of Gun river in Allegan county;

On request of Mr. Winchell,

Referred to the committee on public lands.

No. 816. By Mr. W. W. Johnson: Petition of H. D. Allen, H. Finch, O. Hammond and 32 others of Jackson county, for a prohibitory liquor law;

Referred to the committee on the liquor traffic.

No. 817. By Mr. Keeler: Petition of Lyman Gregory, B. P. Gardner, and 40 others, relative to rates of interest on money;

Referred to the committee on State affairs.

No. 818. By Mr. Hill: Remonstrance and petition of twenty citizens of the village of Paw Paw on various subjects.

On demand of Mr. Hill,

The remonstrance was read at length, and

On motion of Mr. Wood,

Was spread at large on the journal, as follows:

*To the Honorable the Legislature of the State of Michigan:*

We, the undersigned, citizens of said State, do hereby most earnestly remonstrate and protest against your honorable body passing any act which shall fix the weight of a bushel of apples at forty-seven pounds avordupois; but we entreat and pray that your honorable body will establish and decree, that the legal weight of a bushel of apples within the commonwealth of Michigan, except in the Upper Peninsula, shall be from forty-six and one-half to forty-six and three-fourths pounds.

And we further pray and petition that your honors will also establish and fix the price at which said apples shall be sold, at such reasonable sum as shall always bring them within the reach of both the poor and the rich.

And we further petition your honors to repeal the statute which is popularly known as the law of "supply and demand," for we are satisfied that the operation of said law has frequently worked irreparable injury to many of our worthy fellow citizens.

And we, your impecunious fellow citizens, further petition your honorable body to repeal all usury laws, and to ordain and establish that any person may have all the money he thinks he wants upon asking for the same.

And we further ask that your most honorable and excellent body will also order and adjudge that females, that is to say, women, may not only be admitted to the Agricultural College, on the same terms as males, but that hereafter all distinctions of sex shall be considered to be unlawful, and against the peace and dignity of the sovereign people of this State, whether the same shall be moral, intellectual, social, mental, political, or physiological. And we, your most humble petitioners, will ever pray, etc.

Dated at Paw Paw, Mich., March 17, 1877.

Referred to the committee on public health.

No. 819. By Mr. Markham: Petition of B. J. Wiley, S. M. Nash, Joseph Hoffman and 70 others, for a lower rate of interest;

Referred to the committee on State affairs.

No. 820. By Mr. Laubach: Petition of J. W. Kelley, S. Marvin, A. C. Powel, Peter M. Miller and others, of Ottawa county, Mich., relative to uniform rates of freight on railroads;

Referred to the committee on railroads.

No. 821. By Mr. Dowling: Memorial of the Bay county bar, in favor of the division of the 18th judicial circuit of this State.

On demand of Mr. Dowling,

The memorial was read at length and spread at large on the journal, as follows:

*To the Honorable Senate and House of Representatives of the State of Michigan:*

Your memorialists, the bar of Bay county, represent to your honorable body as reasons for dividing the eighteenth judicial circuit of Michigan, beg leave to call your attention to the following facts:

The eighteenth judicial circuit was established by act 44 of the session laws of 1871, entitled "An act to reorganize the tenth judicial circuit, and to create the eighteenth judicial circuit."

This circuit when thus established consisted of the counties of Bay, Iosco, Alcona, and Alpena, with a population of about twenty thousand.

The tenth judicial circuit, as reorganized, consisted of the counties of Saginaw, Midland, Clare, and Isabella.

By act No. 148 of the session laws of 1875 the tenth circuit was again reorganized, Saginaw county thenceforward forming the tenth circuit, and the twenty-first circuit being formed of the counties of Gratiot, Isabella, Clare, Midland, Roscommon, and Gladwin.

The growth of population and business has been rapid in all the counties originally composing the eighteenth circuit, and in addition to this, three new and rapidly growing counties, viz.: Presque Isle, Otsego and Ogemaw, have been added thereto.

The counties of Presque Isle, Alcona, Iosco and Alpena, are accessible in the winter season only by means of an indifferent stage route, which, many times during the winter season, is almost impassable; and the distance to be traveled in order to reach Presque Isle is about two hundred and fifty miles.

From these facts it necessarily follows that the terms of court in these counties must be held during the summer months, and the counties of Bay, Ogemaw and Otsego, are materially inconvenienced thereby.

The business of the original circuit has doubled, as has the population, and yet the circuit has been enlarged by the addition of three counties, as above stated.

The principal part of the litigation of this circuit relates to the salt and lumber interests; more especially to lumbering, in its various branches, and the questions involved are intricate, the cases hotly contested, and the progress of business necessarily slow. This involves a large outlay by litigants for attendance of witnesses, and also large expense to the counties.

In the opinion of your memorialists, the interests of the people of this circuit require the reorganization of the same as provided for in the bill now before your Honorable body for that purpose; and your memorialists will ever pray, etc.

JOHN HYDE,  
THOMAS A. E. WEALLOCK,  
C. H. DENISON,  
*Committee of Bay County Bar.*

Referred to the committee on the judiciary.

No. 822. By Mr. F. A. Baker: Petition of Hon. John Greusel and many others relative to the charter of the city of Detroit;

Referred to the committee on municipal corporations.

No. 823. By Mr. F. A. Baker: Petition of Smith R. Wooley and many others on the same subject;

Referred to the committee on municipal corporations.

No. 824. By Mr. Rork: Petition of Geo. E. Willetts, W. C. Walker, L. D. Cochran and 122 others, for the passage of a prohibitory liquor law;

Referred to the committee on the liquor traffic.

No. 825. By Mr. J. C. Sawyer: Remonstrance of H. V. Fields and others against reestablishing the county superintendency system;

Referred to the committee on education.

No. 826. By Mr. J. C. Sawyer: Petition of Sylvester Lamb, Geo. R. Langdon, and others, for a law fixing the rate of interest at 7 per cent;

Referred to the committee on State affairs.

Mr. Hayes, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 439 (G. O. 228), entitled

A bill making an appropriation for the erection of a new hall at the State Agricultural College.

Which motion did not prevail.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 225, entitled

A bill to amend section 27, chapter 192, being compiler's section 6101, of the compiled laws of 1871, relative to exemptions of personal property from execution,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 322, entitled

A bill to amend section 23 of chapter 170, being compiler's section 4755 of the compiled laws of 1871, relative to divorces,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the majority of the committee on judiciary:

The majority of the committee on judiciary, to whom was referred

House bill No. 260, entitled

A bill to amend sections 1, 2, 4, 6, 7, and 9, of act No. 185, of session laws of 1873, entitled "An act establishing a lien for labor and services upon logs and timber,"

Respectfully report that they have had the same under consideration, and a majority of them have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 586, entitled

A bill to provide for the appointment of a State accountant, and to define his powers and duties, and fix his compensation,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to provide for the appointment of a State accountant, and to define his powers and duties, and fix his compensation,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 279, entitled

A bill relative to telegraph dispatches,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 273, entitled

A bill to amend sections 15 and 16, and add two new sections, to stand as sections 19 and 20 of title 4; also to amend section 18 of title 5, and sections 1, 3, 4, 7, 17 and 19 of title 9, and add 4 new sections, to stand as sections 20, 21, 22, and 23 of title 9; to amend section 6 of title 13, and sections 3 and 8 of title 13, and to repeal section 9 of title 13 of an act to amend an act entitled "An act to incorporate the city of East Saginaw," approved Feb. 15, 1859, and acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying substitute therefor, entitled

A bill to amend sections 5, 15, and 16 of title 4, and add two new sections, to stand as sections 19 and 20 of title 4; also to amend sections 2 and 18 of title 5, and sections 1, 3, 4, 7, 17, and 19 of title 9, and to add 4 new sections, to stand as sections 20, 21, 22, and 23 of title 9, and to amend sections 3, 6, and 8 of title 13, and to repeal section 9 of title 13 of an act entitled "An act to amend an act entitled an act to incorporate the city of East Saginaw," approved February 15, 1859, and acts amendatory thereof;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.



Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 44, entitled

A bill to amend section 1 of act No. 336 of the session laws of 1869, entitled "An act to revise the charter of the village of Wayland," approved March 30, A. D. 1869, and to add a new section thereto, to stand as section 47;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Keeler,

The House concurred in the amendment made to the bill by the committee.

On motion of Mr. Winchell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. F. A. Baker,	Mr. Hamilton,	Mr. Markham,	Mr. Stafford,
Baldwin,	Hawley,	Martin,	Steele,
Billings,	Hayes,	Miller,	Stephenson,
Brown,	Hill,	Moore,	Stevens,
Canfield,	Hopkins,	Morrison,	Stinchcomb,
Chase,	Howland,	Mosher,	Stone,
Cheney,	Ireland,	Nixon	Thomson,
Clark,	Jewell,	Norris,	Turck,
Conely,	S. Johnson,	North,	Twadell,
Coon,	W. W. Johnson,	Reed,	Van Raalte,
Crandell,	Jones,	Robbins,	Walkinshaw,
Davis,	Keeler,	Rork,	Welker,
Eaton,	Knight,	Ross,	Willett,
Elliott,	Laubach,	Sackrider,	Winchell,
Farr,	Lee,	J. C. Sawyer,	White,
Ferguson,	Ludlow,	Sharts,	Yeomans,
Gibbs,	McGinnis,	Shetterly,	Speaker,
Gould,			

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#### NAYS.

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The question being on agreeing to the title,

Mr. Winchell moved to amend the title as follows:

By striking out the words "and to add a new section thereto to stand as section 47:"

Which motion prevailed.



The title, as amended, was then agreed to.

On motion of Mr. Winchell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 117, entitled

A bill to provide for the collection of damages sustained by reason of defective bridges, culverts, sidewalks, or crosswalks, upon the public streets of incorporated cities and villages,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 43, entitled

A bill to amend sections 2 and 5, of article 14, and sections 1, 2 and 3 of article 15, and section 1 of article 16, of act No. 290 of the session laws of 1867, being an act to incorporate the village of St. Johns,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and asked to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chase,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. F. A. Baker,	Mr. Hamilton,	Mr. McGinnis,	Mr. Sharts,
N. Baker,	Hankerd,	Markham,	Shetterly,
Baldwin,	Harrington,	Martin,	Stafford,
Brown,	Hawley,	Miller,	Steele,
Canfield,	Hill,	Moore,	Stephenson,
Chase,	Hopkins,	Morrison,	Stevens,
Cheney,	Howland,	Mosher,	Stinchcomb,
Clark,	Ireland,	Nixon,	Stone,
Conely,	Jewell,	Norris,	Thomson,
Coon,	S. Johnson,	North,	Turck,
Crandell,	W.W. Johnson,	Phelps,	Twadell,
Davis,	Jones,	Prindle,	Walkinshaw,
Dillmann,	Keeler,	Reed,	Welker,
Eaton,	Knight,	Robbins,	Willet,
Farr,	Laubach,	Rork,	Winchell,

Mr. Ferguson, Gibbs, Gies, Gould,	Mr. Lee, Little, Ludlow,	Mr. Ross, Sackrider, J. C. Sawyer,	Mr. White, Yeomans, Speaker,	73
NAYS.				0

Title agreed to.

On motion of Mr. Chase,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

Senate bill No. 161, entitled

A bill to amend sections 2, 4, and 34 of act No. 372 of the session laws of 1867, entitled "An act to revise the charter of the city of Flint," approved March 20th, 1867, and to add a new section thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Willett,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott, F. A. Baker, N. Baker, Baldwin, Brown, Canfield, Chase, Cheney, Clark, Coon, Crandell, Dillmann, Eaton, Elliott, Farr, Ferguson, Gibbs, Gies, Gould, Hamilton,	Mr. Hankerd, Harrington, Hawley, Hayes, Hill, Howland, Hoyt, Ireland, Jewell, S. Johnson, W.W. Johnson, Jones, Keeler, Knight, Laubach, Lee, Little, Ludlow, McGinnis, Markham,	Mr. Martin, Miller, Moore, Morrison, Mosher, Nixon, Norris, North, Palmer, Phelps, Prindle, Reed, Robbins, Rork, Ross, Sackrider, J. C. Sawyer, Sharts, Shetterly,	Mr. Stafford, Steele, Stephenson, Stevens, Stinchcomb, Stone, Thomson, Turck, S. W. Turner, Twadell, Van Raalte, Walkinshaw, Welker, Willett, Winchell, White, Wood, Yeomans, Speaker,	78
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#### NAYS.

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Title agreed to.

On motion of Mr. Willett,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred Senate bill No. 100, entitled

A bill to amend an act entitled "An act to incorporate the fire department of the city of Detroit," approved April 14, 1840, and acts amendatory thereto, approved January 14, 1859, approved March 16, 1861, approved April 3, 1869;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred Senate bill No. 60, entitled

A bill to provide for the safety of persons attending public assemblies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

#### REPORTS OF SELECT COMMITTEES.

By the select committee on liquor traffic:

The select committee on liquor traffic, to whom was referred House bill No. 379, entitled

A bill to prevent the manufacture and sale of spirituous or intoxicating liquors as a beverage, and the abatement and suppression of that business as a nuisance;

The bill under consideration is known as the *Russell bill*, and is emphatically prohibitory in its character. Your committee, without expressing any opinion in regard to the merits or demerits of prohibition as an abstract principle, would, in deference to the large number of petitioners, who asked for its passage, and out of respect to the friends of the bill in this House,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill be printed, placed on the general order, and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

R. B. ROBBINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howland,

The House concurred in the recommendation of the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

The select committee appointed to examine local bills on the general order,

Respectfully recommend that the following bills be taken from the general order and placed on the order of third reading of bills:

House bill No. 339 (G. O. No. 168), entitled

A bill to compel the Detroit and Saline plank road company to construct a fence protecting travelers upon said road along the River Rouge.

E. J. WELKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Welker,

The recommendation of the committee was concurred in.

The bill was placed on the order of third reading of bills.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following

SENATE CHAMBER, }  
*Lansing, March 20, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 48, entitled

A bill to amend section 1 of act No. 27 of the session laws of 1873, entitled  
“An act to provide for the approval of the official bonds of county officers by the Board of Supervisors,”

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title and referred to the committee on State affairs.

#### THIRD READING OF BILLS.

House bill No. 339 (G. O. 168), entitled

A bill to compel the Detroit and Saline Plank Road Company to construct a fence protecting travelers upon said road along the River Rouge,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Crandell moved to amend by striking out of line 5, section 1, the words “or Fort Wayne,” and inserting after the word “arsenal” the word “grounds;”

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Lee,	Mr. J. C. Sawyer,
F. A. Baker,	Gies,	Ludlow,	Sharts,
N. Baker,	Gould,	McGinnis,	Shetterly,
Brown,	Harrington,	Markham,	Stafford,
Canfield,	Hawley,	Martin,	Stephenson,

Mr. Chaso,	Mr. Hayes,	Mr. Miller,	Mr. Stevens,
Cheney,	Hill,	Moore,	Stinchcomb,
Clark,	Hopkins,	Morrison,	Stone,
Conely,	Howland,	Mosher,	Thomson,
Coon,	Hoyt,	Nixon,	Turck,
Crandell,	Ireland,	Norris,	S. W. Turner,
Davis,	Jewell,	North,	Twadell,
Dillmann,	S. Johnson,	Palmer,	Van Raalte,
Eaton,	W. W. Johnson,	Phelps,	Walkinshaw,
Elliott,	Jones,	Reed,	Willett,
Farr,	Keeler,	Rork,	White,
Ferguson,	Knight,	Sackrider,	Speaker,
Fletcher,			

69

## NAYS.

Mr. Wood,

1

Title agreed to.

On motion of Mr. Crandell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## MOTIONS AND RESOLUTIONS.

Mr. Hoyt moved that the special order for this day, being the consideration of the following recommendation of the committee on railroads:

1st. That the Attorney General be instructed to proceed, immediately, in conjunction with the Auditor General, to collect the balance of specific tax due from this company, from the year 1862 to 1876; and that he employ such assistance as he may think advisable, to protect the interests of the State;

2d. That the act No. 113 of 1846, entitled "An act to authorize the sale of the Southern Railroad, and to incorporate the Michigan Southern Railroad Company," and all acts amendatory thereto be repealed, and that provisions be made to place this railroad under the general railroad laws of this State;

3d. That if the above mentioned act is not repealed, we would recommend the repeal or amendment of section 3 of act No. 138 of 1855, entitled "An act to authorize the Michigan Southern Railroad Company to consolidate with the Northern Indiana Railroad Company," in such a manner as to provide that the specific tax shall be imposed upon the road as a continuity, and that said company shall pay such portion of the tax herein imposed as the length of the operated road lying within this State bears to the whole length of the operated portion thereof. And your committee ask to be discharged from the further consideration of said portion of ex-Governor Bagley's Message,

Be postponed until Thursday, April 5, at 2:30 P. M.;

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Harrington moved to discharge the committee of the whole from the further consideration of

Senate bill No. 85, entitled

A bill to amend sections 89, 91, 95, 156, 157, 158, and 159, of an act entitled "An act to revise the charter of the city of St. Clair," approved March 18, 1863,

Which motion prevailed.

On motion of Mr. Harrington,

The bill was recommitted to the committee on municipal corporations.

Mr. Canfield offered the following concurrent resolution :

*Resolved* (the Senate concurring), That from and after Tuesday, April 17, the two houses will transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be on Friday, April 20, 1877, at 12 o'clock at noon of that day.

Laid over under the rules.

Mr. Conely moved to reconsider the vote by which the House passed House bill No. 339 (G. O. 168), entitled

A bill to compel the Detroit and Saline Plank Road Company to construct a fence protecting travelers upon said road along the River Rouge ;

Which motion prevailed.

The question being on the passage of the bill,

Mr. F. A. Baker moved to amend the bill by striking out of line 3, section 3, all after the word "forfeit" up to and including the word "individually" in line 6, and inserting in lieu thereof the following: "the sum of three hundred dollars, and said corporation shall be," and by striking out of the same section all after the word "fence," in line 7;

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Markham,	Mr. Shetterly,
F. A. Baker,	Gies,	Martin,	Stafford,
N. Baker,	Gould,	Miller,	Steele,
Billings,	Hankerd,	Moore,	Stevens,
Brown,	Hopkins,	Morrison,	Stinchcomb,
Canfield,	Hoyt,	Mosher,	Stone,
Chase,	Ireland,	Nixon,	Thomson,
Cheney,	Jewell,	Norris,	Turck,
Clark,	S. Johnson,	North,	S. W. Turner,
Conely,	W. W. Johnson,	Palmer,	Twadell,
Coon,	Jones,	Phelps,	Van Raalte,
Crandell,	Keeler,	Reed,	Walkinshaw,
Davis,	Knight,	Robbins,	Welker,
Dillmann,	Lee,	Rork,	Willetts,
Eaton,	Little,	Sackrider,	White,
Elliott,	Ludlow,	J. O. Sawyer,	Yeomans,
Farr,	McGinnis,	Sharts,	Speaker, 68

#### NAYS.

Title agreed to.

On motion of Mr. Crandell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Yeomans offered the following concurrent resolution :

*Resolved* (the Senate concurring), That there be printed for the use of this

House and the Senate, 1,000 copies of the lecture on "Heredity," delivered by Dr. Theodore A. McGraw, in this Hall, Thursday evening, March 8th.

Laid over under the rules.

#### UNFINISHED BUSINESS.

Being the consideration of the following concurrent resolution :

*Resolved by the House of Representatives* (the Senate concurring) That the Secretary of State be instructed at the earliest practical moment after the close of the present session of the Legislature, to forward to each probate judge in the State one copy of all the general acts ordered to take immediate effect, said acts to be printed and bound in pamphlet form ;

The question being on the adoption of the resolution,

Mr. Conely moved to amend by inserting after the words "probate judge in the State," the words "and to the superior courts of Detroit and Grand Rapids ;"

Which motion prevailed.

Mr. Hopkins moved to amend by inserting after "Grand Rapids," the words "and also to each prosecuting attorney in the State ;"

Which motion prevailed.

The resolution as amended was then adopted.

#### SPECIAL ORDER.

On motion of Mr. F. A. Baker,

The House went into committee of the whole on the special order,

Mr. Chase in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report :

The committee of the whole have had under consideration the following entitled bill :

House bill No. 114 (G. O. No. 53), entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein ;

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

E. V. CHASE, *Chairman*.

Report accepted and committee discharged.

The question being on granting the committee of the whole leave to sit again in consideration of the bill, in special order,

Leave was granted.

On motion of Mr. Hamilton,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

By unanimous consent the House took up the order of



MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 21, 1877. }

To the Speaker of the House of Representatives :

SIR,—I am instructed by the Senate to transmit the following resolution :

Whereas, The Senate passed House bill No. 457, entitled

A bill to amend sections 3, 4, and 31 of an act entitled “An act to revise the charter of the city of Big Rapids,” approved March 19, 1875, and to add ten new sections thereto, to stand as sections 68, 69, 70, 71, 72, 73, 74, 75, 76, and 77;

Under a misrepresentation of the facts, having suspended its rules for the purpose, and

Whereas, A request was made by the Senate for the House of Representatives to return said bill to the Senate on the 20th day of March, which request was not complied with on the part of the House,

Resolved, That the House of Representatives be and hereby are again most respectfully requested to suspend its rules and request the return of said bill from the Governor, and if so returned to the House, to return the same to the Senate for further consideration ;

Which has this day passed the Senate.

Very respectfully,  
JAMES H. STONE,  
Secretary of the Senate.

The message was laid on the table.

Mr. Turck moved that the Clerk be instructed to transmit a respectful message to the Governor requesting the return of the bill ;

Mr. Phelps demanded the yeas and nays ;

The demand was seconded, and the motion did not prevail, by yeas and nays, as follows :

YEAS.			
Mr. McGinnis, Sackrider,	Mr. Smith,	Mr. Turck,	Mr. White,
5			
NAYS.			
Mr. Abbott, F. A. Baker, Billings, Brown, Canfield Chase, Cheney, Clark, Conely, Coon, Crandell, Davis, Dillmann, Dowling, Eaton, Elliott, Ferguson,	Mr. Fletcher, Gibbs, Gould, Hamilton, Hankerd, Hawley, Hayes, Hill, Hopkins, Howland, Ireland, Jewell, S. Johnson, W.W. Johnson, Jones, Keeler, Knight,	Mr. Laubach, Lee, Ludlow, Markham, Martin, Moore, Morrison, Mosher, Nixon, Norris, North, Palmer, Phelps, Reed, Robbins, Rork, Ross,	Mr. J. C. Sawyer, Sharts, Shetterly, Stafford, Steele, Stephenson, Stevens, Stinchcomb, Thomson, S. W. Turner, Twadell, Van Raalte, Walkinshaw, Welker, Willett, Winchell, Yeomans,
68			

Mr. Hoyt asked and obtained leave of absence for himself from to-day until the 24th.

The House then resumed the

**SPECIAL ORDER.**

On motion of Mr. F. A. Baker,

The House went into committee of the whole, on the special order,  
Mr. Chase in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 114 (G. O. 53), entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

**E. V. CHASE, *Chairman.***

Report accepted and committee discharged.

The question being on concurring in the amendments made to the bill by the committee of the whole,

Mr. Hamilton moved that the House do concur.

Mr. Billings demanded the yeas and nays.

The demand was seconded, and the motion to concur in the amendments prevailed, by yeas and nays, as follows:

**YEAS.**

Mr. Abbott,	Mr. Farr,	Mr. Little,	Mr. Sharts,
F. A. Baker,	Fletcher,	McGinnis,	Shetterly,
N. Baker,	Gibbs,	Markham,	Smith,
Billings,	Gies,	Martin,	Stafford,
Brown,	Hamilton,	Morrison,	Steele,
Chase,	Hankerd,	Mosher,	Stinchcomb,
Cheney,	Harrington,	Nixon,	Stone,
Clark,	Hawley,	Norris,	Turck,
Conely,	Hayes,	North,	Twadell,
Coon,	Hill,	Phelps,	Welker,
Davis,	Howland,	Prindle,	Willetts,
Dillmann,	Ireland,	Reed,	White,
Dowling,	Jewell,	Robbins,	Wood,
Eaton,	Jones,	Rork	Yeomans,
Ellott,	Keeler,	Sackrider,	Speaker,

**NAYS.**

Mr. Canfield,	Mr. Kelley,	Mr. Miller,	Mr. Thomson.
Ferguson,	Knight,	Palmer,	S. W. Turner.
Gould,	Laubach,	Ross,	Walkinshaw,
Hoyt,	Ludlow,	Stevens,	Winchell,
W. W. Johnson,			

The bill was then placed on the order of third reading of bills.

## GENERAL ORDER.

On motion of Mr. Hamilton,

The House went into committee of the whole on the general order,  
Mr. Crandell in the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 146 (G. O. 92), entitled

A bill to amend the charter of the Michigan Central Railroad Company;

And have directed their chairman to report the same back to the House, with the recommendation that it be placed on the special order for Thursday, April 5, at 2:30 o'clock P. M.

The committee of the whole have also had under consideration the following entitled bills:

2. House bill No. 38 (G. O. 86), entitled

A bill to amend section 69 of the charter of the city of Owosso, approved Feb. 15th, 1859;

3. House bill No. 176 (G. O. 94), entitled;

A bill to provide for the laying out and establishing of a State road in the county of Isle Royal;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

4. Senate bill No. 60, entitled

A bill to provide for the safety of persons attending public assemblies;

5. Substitute for House bills No. 70 and 74 (G. O. 98), entitled

A bill to provide for the better protection of life in theaters, concert halls, lecture rooms, churches, and public schools;

And have directed their chairman to report the same back to the House with the recommendation that the two bills be referred to the committee on public health, with instructions to unite the subject matter of the two in one bill.

The committee of the whole have also had under consideration the following entitled bill:

6. House bill No. 44 (G. O. 99), entitled

A bill to protect the citizens of Michigan from empiricism, and elevate the standing of the medical profession;

But not having gone through therewith, have directed their chairman to report that fact to the House, and ask leave to sit again.

G. W. CRANDELL, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the recommendation of the committee of the whole as to the first named bill,

The House concurred, two-thirds of all the members present voting therefor.

The bill was then placed on the special order for Thursday, April 5, at 2:30 P. M.

The question being on concurring in the amendments made to the second and third named bills by the committee of the whole,

The House concurred.

The bills were then placed on the order of third reading of bills.

The question being on concurring in the recommendation of the committee of the whole as to the fourth and fifth named bills,

The House concurred.

The bills were then referred to the committee on public health, with instructions to unite the subject matter of the two in one bill.

The question being on granting the committee of the whole leave to sit again in consideration of the sixth named bill,

Mr. F. A. Baker moved that the bill be made the special order for this evening at 7:30 o'clock.

Which motion did not prevail, two-thirds of all the members present not voting therefor.

Leave was then granted the committee to sit again in consideration of the sixth named bill.

By unanimous consent the following reports were made:

By the committee on State prison:

The committee on State prison, to whom was referred

Senate bill No. 57, entitled

A bill to amend section 50 of an act to revise and consolidate the laws relative to the State Prison, being act No. 213 of the session laws of 1875, approved May 3d, 1875;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. A. YEOMANS, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 49 (printed No. 18), entitled

A bill to amend sections 23 and 42 of an act to incorporate the village of Hancock, the same being act No. 274 of the session laws of 1875, entitled "An act to incorporate the village of Hancock," approved March 19, 1875;

2. House bill No. 83 (printed No. 93), entitled

A bill to promote the early construction of a railroad through the Menominee Iron Range;

3. House bill No. 299 (printed No. 174), entitled

A bill to incorporate the village of Flushing.

4. House bill No. 103 (G. O. 128), entitled

A bill to incorporate the village of Otisville, in the county of Genesee.

5. House bill No. 403 (printed No. 152), entitled

A bill to detach certain territory from the present township of Cross village, in the county of Emmet, and to organize the same into a separate township, to be called the township of Readmond;

6. House bill No. 188 (printed No. 184), entitled

A bill to authorize the township of Ada, in the county of Kent, to raise money to purchase the "Ada Bridge" across Grand river, in said township:

7. House bill No. 324 (printed No. 175), entitled

A bill to incorporate the village of Vassar, subject to the provisions of act

No. 62 of the session laws of 1875, entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875;

8. House bill No. 76 (printed No. 126), entitled

A bill to incorporate the city of Dowagiac,

9. House bill No. 259, entitled

A bill to amend sections 5, 7, and 9 of article 2 of an act entitled "An act to amend an act entitled 'An act to revise the charter of the city of Holland,' being amendatory of an act entitled 'An act to incorporate the city of Holland,'" approved March 25, 1867, approved March 23, 1871, which became a law April 2, 1873, approved April 1, 1875;

A. W. FARR, *Chairman.*

Report accepted and committee discharged.

The report was laid on the table.

On motion of Mr. Crandell,

The House adjourned.

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*Lansing, Thursday, March 22, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Cooley.

Roll called: quorum present.

Absent without leave: Messrs. Allman, Curtiss, Palmer, and Stevens.

Mr. S. Johnson asked and obtained leave of absence for Mr. Allman indefinitely.

Mr. Van Raalte asked and obtained leave of absence for Messrs. Stevens and Curtiss until the 23d.

Mr. Farr asked and obtained leave of absence for Mr. Palmer during the day.

#### PRESENTATION OF PETITIONS.

No. 827. By Mr. Keeler: Petition of J. W. Smith, Wm. Wallace, C. Walker, W. H. Skinner, and 40 others, for the passage of House bill 393, securing to the owners of stallions the payment for services of the same;

On request of Mr. Keeler,

Referred to the committee on State affairs.

No. 828. By Mr. W. W. Johnson: Petition of A. Waters, D. B. Spencer, J. S. Fisher, and 37 others, for a prohibitory liquor law;

Referred to the committee on liquor traffic.

No. 829. By Mr. Mills: Memorial of Hamilton Smith, and 27 other citizens of Tuscola, with accompanying documents, asking the Legislature to discontinue the Sebawaing State road in said county, and appropriate the same for a railroad;

Referred to the committee on railroads.

No. 830. By Mr. Laubach: Petition of S. Marvin, John W. Kelly, and others, relative to the admission of females in the Agricultural College;

Referred to the committee on the Agricultural College.

## REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 248, entitled

A bill to amend section 13 of chapter 167 of the compiled laws of 1871, relative to filing and continuing chattel mortgages,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend sections 13 and 14, compiler's sections 4709 and 4710, of chapter 167 of the compiled laws of 1871, relative to filing and continuing chattel mortgages,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the majority of the committee on judiciary:

The majority of the committee on judiciary, to whom was referred

House bill No. 204, entitled

A bill to provide for the enforcement of the individual liability of stockholders of corporations,

Respectfully report that they have had the same under consideration, and a majority of them have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the majority of the committee on judiciary:

The majority of the committee on judiciary, to whom was referred

House bill No. 136, entitled

A bill to amend section 4269 of the compiled laws of 1871, in relation to estate in dower,

Respectfully report that they have had the same under consideration, and a majority of them have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend section 4269 of the compiled laws of 1871 in relation to estate in dower,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*



Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 309, entitled

A bill to amend section 50 of chapter 245, being compiler's section 7601 of the compiled laws of 1871, relative to offenses against property,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hamilton,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 2 (printed No. 43), entitled

A bill to incorporate the village of Ithaca.

2. House bill No. 139 (printed No. 181), entitled

A bill to organize the township of Comins, in the county of Oscoda.

3. House bill No. 117, entitled

A bill to amend section 1 of act No. 409 of the session laws of 1869, entitled "An act to detach certain territory from the townships of Manistee and Stronach, in the county of Manistee, and to organize such territory so detached into a township by the name of "Filer," and to add one new section thereto, legalizing certain action had thereunder, to stand as section six of said original act.

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 276, entitled

A bill to revise an act entitled "An act to establish and organize a police court in the city of Grand Rapids," approved April 30, 1873, as amended May 3, 1875, and to extend and enlarge the power and authority of said court and its officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill be referred to the committee on judiciary, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.



On motion of Mr. Baldwin,

The House concurred in the recommendation of the committee.

The bill was then referred to the committee on the judiciary.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 433, entitled

A bill to compensate, in part, any person who may have suffered, or may hereafter suffer false imprisonment at the State prison in Jackson, by false swearing, or mistaken identity,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to provide for compensating any person or persons who may hereafter suffer false imprisonment in the State prison,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Billings,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 236, entitled

A bill to provide for a tax upon dogs, and for the payment of damages for sheep killed or wounded by them in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*

Report accepted and committee discharged.

On motion of Mr. Billings,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Mosher, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 44 (G. O. 99), entitled

A bill to protect the citizens of Michigan from empiricism, and elevate the standing of the medical profession ;

Which motion prevailed.

On motion of Mr. Mosher,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

Pending the third reading thereof,

On motion of Mr. Welker,

The further consideration of the bill was indefinitely postponed.

## MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }  
Lansing, March 21, 1877. {

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill :

Senate bill No. 135, entitled

A bill to organize the public library of Bay City,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, March 20, 1877. {

*To the Speaker of the House :*

SIR,—I am instructed by the Senate to return to the House the following bill :

House bill No. 501 (G. O. No. 147), entitled

A bill to detach certain territory from the present township of Otsego Lake, in Otsego county, and to organize the same into a separate township, to be known as the township of Hayes ;

And to inform the House that the Senate has amended the same by striking out in lines 3 and 4 of section 2, the words “as a board of inspectors of said township election,” and inserting in lieu thereof the words, “are hereby made and constituted a board of inspectors of said township election, and at such election the qualified voters shall vote for such officers as are by law to be elected at township meetings,”

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. Steele moved that the House concur in the amendments made to the bill by the Senate.

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. McArthur,	Mr. Sharts,
Allen,	Gies,	McGinnis,	Shetterly,
F. A. Baker,	Gould,	Markham,	Stafford,
N. Baker,	Hankerd,	Martin,	Steele,
Baldwin,	Harrington,	Miller,	Stephenson,
Brown,	Hawley,	Mills,	Stinchcomb,
Canfield,	Hayes,	Moore,	Stone,

Mr. Chase,	Mr. Hill,	Mr. Morrison,	Mr. Thomson,
Cheney,	Hopkins,	Mosher,	Turck,
Clark,	Howland,	Nixon,	S. W. Turner,
Conely,	Ireland,	Norris,	Twadell,
Crandell,	Jewell,	North,	Van Raalte,
Davis,	S. Johnson,	Parsons,	Walkinshaw,
Dillmann,	W.W. Johnson,	Phelps,	Welker,
Dowling,	Jones,	Reed,	Willett,
Eaton,	Keeler,	Robbins,	Winchell,
Elliott,	Kelley,	Rork,	White,
Farr,	Knight,	Ross,	Woodworth,
Ferguson,	Laubach,	Sackrider,	Yeomans,
Fletcher,	Lee,	J. C. Sawyer,	Speaker, 80

NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 21, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved* (the House of Representatives concurring), That the Auditor General be, and he is hereby authorized and directed to issue his warrant on the State Treasurer for the sum of two hundred and fifty dollars, to Allen L. Bours, for compiling the Legislative manual and preparing diagrams and maps for the same, pursuant to a concurrent resolution passed by the Legislature, and that the State Treasurer is hereby authorized and directed to pay the same out of any money in the treasury not otherwise appropriated,

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The question being on concurring in the adoption of the resolution,

Mr. Wood moved that the resolution be laid on the table,

Which motion did not prevail.

The House then concurred in the adoption of the resolution.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 21, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return the following joint resolutions:

1. Senate Joint resolution No. 15, entitled

Joint resolution to authorize the Commissioner of the State Land Office, or other proper officer, to convey the south half of the southeast quarter of section sixteen in township number seven south of range six east to Johannes A. Lefever, assignee of primary school land certificate number seven thousand nine hundred and eighty-nine;

2. Senate joint resolution No. 16, entitled

Joint resolution to provide for the collection of any specific tax due this State from the Lake Shore and Michigan Southern Railway Company.

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The first named joint resolution was read a first and second time by its title, and referred to the committee on public lands.

The second named joint resolution was read a first and second time by its title, and

Pending the reference,

On motion of Mr. A. J. Sawyer,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon the special order for April 5, at 2:30 P. M.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 21, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following concurrent resolution:

*Whereas*, Provision has been made by concurrent resolution for the publication of five hundred copies of the report of the joint committee of the House and Senate on the defalcation in the chemical laboratory of the University and the evidence taken therein; and

*Whereas*, In said concurrent resolution a part of said reports, with the evidence, are left to be distributed by the Librarian, under the direction of the Governor and Secretary of State; therefore

*Resolved* (by the House, the Senate concurring), That two additional copies be furnished to each member of the Legislature for distribution in the several districts, and the remaining copies be left in the hands of the State Librarian;

In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 21, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 125, entitled

A bill to re-organize the eighteenth judicial circuit, and create the twenty-third judicial circuit,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and

Pending the reference,

On motion of Mr. Dowling,

The rule requiring the second and third readings of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage,

The bill was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Hamilton moved that the bill be referred to the committee on the judiciary;

Which motion prevailed.

The bill was then referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 21, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 167, entitled

A bill making an appropriation for completing the new State Capitol, and for the electrician work of said building;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and

Pending the reference,

On motion of Mr. Van Raalte,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Martin,	Mr. Smith,
F. A. Baker,	Hamilton,	Miller,	Stafford,
Baldwin,	Hawley,	Moore,	Steele,
Billings,	Hill,	Morrison,	Stephenson,
Brown,	Howland,	Mosher,	Stinchcomb,
Canfield,	Ireland,	Nixon,	Stone,
Chase,	Jewell,	North,	Thomson,
Cheney,	S. Johnson,	Parsons,	S. W. Turner,
Clark,	W. W. Johnson,	Phelps,	Twadell,
Conely,	Jones,	Prindle,	Van Raalte,
Coon,	Keeler,	Reed,	Walkinshaw,
Crandell,	Kelley,	Robbins,	Welker,
Davis,	Knight,	Rork,	Willett,
Dillmann,	Lee,	Ross,	Winchell,

Mr. Dowling, Eaton, Elliott, Farr, Ferguson,	Mr. Little, Ludlow, McArthur, McGinnis, Markham,	Mr. Sackrider, J. C. Sawyer, Sharts, Shetterly,	Mr. White, Woodworth, Yeomans, Speaker,	
		NAYS.		74 0

Title agreed to.

On motion of Mr. Van Raalte,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

### THIRD READING OF BILLS.

House bill No. 114 (G. O. 53) entitled

A bill to protect the elections of voluntary political associations, and to punish frauds therein,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Robbins offered the following substitute therefor:

Substitute for House bill No. 114 (G. O. 53), entitled

A BILL to protect the elections of voluntary political associations, and to punish frauds therein.

SECTION 1. *The People of the State of Michigan enact*, 'That in all caucuses or meetings hereafter to be held by any voluntary political association or party, in any town, village, ward, or precinct in this State, for the nomination of candidates for public office in such town, villlage, ward, or precinct, or for the election, or appointment of delegates to nominate candidates for any public offices, the persons present, and entitled to vote thereat under the provisions of this act, may appoint a chairman or presiding officer of the meeting, or caucus, and all necessary clerks and tellers to receive, count, and record the votes thereat, any of whom shall be authorized to administer any oath required or provided for by this act.

Sec. 2. No person, unless he be a resident of such town, village, ward or precinct, and an elector therein and entitled to vote at the next election to be held therein, shall vote or take any part in the organization of such caucus or meeting, or in the appointment of any chairman, or other officer of such meeting, or vote for in the election or appointment of any person, officer, candidate or delegate to be nominated, elected or appointed at any such meeting. Nor shall any person who has, on the same day of any such caucus or meeting, voted at any other caucus or meeting, or who has received directly or indirectly, any money, fee, or reward for his vote, or who has been promised any fee or reward, or intoxicating drinks for his vote for any person, or delegate, vote at, or take any part in any such caucus or meeting.

SEC. 3. Any person entitled to vote at any such caucus or meeting, may object to or challenge the vote of any person not entitled under the provisions of this act to vote at such election, and thereupon the chairman or presiding officer, or one of the clerks of the meeting, shall administer to the person objected to, an oath to make true answers to all questions that may be asked of him, touching his right and qualifications to vote at such meeting or caucus; and he may then be interrogated as to all matters relating to his right and qualifications to



vote at such meeting or caucus, and if he shall refuse to answer to such questions, or shall appear not to be entitled to vote at the meeting or caucus, his vote shall be rejected. And if any person shall vote, or attempt to vote after being so challenged and rejected, or shall swear falsely upon such examination, or if any person shall vote, or take any part in such meeting or caucus without right, or contrary to the provisions of this act, he shall be deemed guilty of a misdemeanor, and shall on conviction thereof be punished by a fine not less than five dollars, nor more than fifty dollars, or by imprisonment in the county jail not less than ten days, nor more than ninety days, or by both such fine and imprisonment, in the discretion of the court.

Sec. 4. And the chairman or presiding officer of such meeting is hereby authorized to preserve and enforce order in any such caucus or meeting, and any person who shall willfully disturb any such meeting, or shall neglect or refuse to obey any reasonable order of the presiding officer of any such meeting, for the preservation of order therein, or who shall be guilty of any disorderly conduct at such meeting or caucus, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished as prescribed in section three of this act.

Sec. 5. And any officer of any such caucus or meeting who shall be guilty of any fraud, concealment, or deceit in the management, conducting, or proceedings of any such caucus or meeting, or in the permitting, receiving, recording, counting of any vote or votes, or in ascertaining, determining, or declaring the result of any voting or balloting at any such meeting, or who shall willfully refuse or neglect to receive or entertain any vote offered under the provisions of this act, after the conditions prescribed in said act shall have been complied with, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished as prescribed in section three of this act.

Mr. Robbins demanded the yeas and nays on the adoption of the substitute.

The demand was seconded, and pending the taking of the vote on the adoption of the substitute,

Mr. A. J. Sawyer moved to amend the bill by adding the following to the end of section 10:

*“Provided, however, That the provisions of this act shall only apply to the city of Detroit.”*

Mr. Harrington offered the following substitute for the amendment:

*“Provided, This act shall apply only to cities of this State of five thousand population or over;”*

Which was not adopted.

The motion to amend then did not prevail, two-thirds of all the members elect not voting therefor.

The question being on the adoption of the substitute offered for the bill,

Mr. Robbins moved to amend the original bill:

1. By striking out of line 1, section 10, the word “likewise,” and inserting in lieu thereof the word “legal” before the word “qualifications;”

2. By inserting in line 8, section 3, the word “legal” before the word “qualifications;”

3. By inserting in line 15, section 4, the word “legal” before the word “qualifications;”

Which motion did not prevail, two-thirds of all the members elect not voting therefor.



Mr. Robbins moved to amend the bill by striking out of lines 18 and 19, section 4, the words "and not contradicted successfully by the sworn testimony of other witnesses who may be called."

Mr. A. J. Sawyer demanded the yeas and nays.

The demand was seconded, and the motion to amend did not prevail, two-thirds of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. Jewell,	Mr. Nixon,	Mr. Thomson,
Brown,	S. Johnson,	Parsons,	S. W. Turner,
Crandell,	W.W.Johnson,	Reed,	Twadell,
Elliott,	Keeler,	Robbins,	Van Raalte,
Farr,	Kelley,	A. J. Sawyer,	Walkinshaw,
Ferguson,	Knight,	J. C. Sawyer,	Winchell,
Gibbs,	Laubach,	Sharts,	White,
Gould,	Ludlow,	Steele,	Woodworth,
Hopkins,	Markham,	Stephenson,	Yeomans,
Howland,	Morrison,		38

## NAYS.

Mr. Abbott,	Mr. Dowling,	Mr. Lee,	Mr. Rork
F. A. Baker,	Eaton,	Little,	Ross,
Baldwin,	Edwards,	McGinnis,	Sackrider,
Canfield,	Fletcher,	Martin,	Shetterly,
Chase,	Gies,	Miller,	Smith,
Cheney,	Hamilton,	Mosher,	Stafford,
Clark,	Hankerd,	Norris,	Stinchcomb,
Conely,	Hawley,	North,	Welker,
Coon,	Hayes,	Phelps,	Wood,
Davis,	Ireland,	Prindle,	Speaker,
Dillmann,			41

Pending the announcement of the vote,

Mr. Kelley moved that Mr. Stone be excused from voting;

Which motion prevailed.

Mr. Robbins moved to amend the bill by inserting in line 1, section 5, the word "legally" before the word "qualified;"

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

The substitute offered for the original bill was then not adopted, two-thirds of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Allen,	Mr. W.W.Johnson,	Mr. Parsons,	Mr. Turck,
Billings,	Keeler,	Robbins,	S. W. Turner,
Brown,	Laubach,	A. J. Sawyer,	Van Raalte,
Crandell,	Ludlow,	J. C. Sawyer,	Walkinshaw,
Eaton,	Markham,	Sharts,	White,
Gould,	Morrison,	Steele,	Woodworth,
Hill,	Nixon,	Stephenson,	Yeomans,
S. Johnson,			29

## NAYS.

Mr. Abbott,	Mr. Farr,	Mr. Little,	Mr. Sackrider,
F. A. Baker,	Ferguson,	McArthur,	Shetterly,
Baldwin,	Fletcher,	McGinnis,	Smith,
Canfield,	Gies,	Martin,	Stafford,
Chase,	Hamilton,	Miller,	Stinchcomb,
Cheney,	Hankerd,	Mosher,	Stone,
Clark,	Hawley,	Norris,	Thomson,
Conely,	Hayes,	North,	Twadell,
Coon,	Howland,	Phelps,	Welker,
Davis,	Jewell,	Prindle,	Winchell,
Dillmann,	Kelley,	Reed,	Wood,
Dowling,	Knight,	Rork,	Speaker,
Edwards,	Lee,	Ross,	

51

The question being on the passage of the original bill,

The same was then passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Edwards,	Mr. Lee,	Mr. Ross,
F. A. Baker,	Elliott,	Little,	Sackrider,
Baldwin,	Farr,	McArthur,	Sharts,
Billings,	Fletcher,	McGinnis,	Shetterly,
Brown,	Gies,	Martin,	Smith,
Canfield,	Gould,	Miller,	Stafford,
Chase,	Hamilton,	Morrison,	Steele,
Cheney,	Hankerd,	Mosher,	Stinchcomb,
Clark,	Hawley,	Nixon,	Turck,
Conely,	Hayes,	Norris,	Twadell,
Coon,	Hopkins,	North,	Van Raalte,
Davis,	Ireland,	Phelps,	Welker,
Dillmann,	W. W. Johnson,	Prindle,	Wood,
Dowling,	Jones,	Reed,	Speaker,
Eaton,	Knight,	Rork,	

59

## NAYS.

Mr. Allen,	Mr. S. Johnson,	Mr. Parsons,	Mr. S. W. Turner,
Crandell,	Keeler,	Robbins,	Walkinshaw,
Ferguson,	Kelley,	A. J. Sawyer,	Willett,
Gibbs,	Laubach,	J. C. Sawyer,	Winchell,
Harrington,	Ludlow,	Stephenson,	White,
Hill,	Markham,	Stone,	Woodworth,
Howland,	Moore,	Thomson,	Yeomans,
Jewell,			

29

Pending the announcement of the vote,

Mr. Welker moved that Mr. Willett be excused from voting;

Which motion did not prevail.

Mr. Willett then voted as recorded above.

The question being on agreeing to the title,

Mr. F. A. Baker moved to amend the title as follows:

By inserting the word "primary," before the word "election;"

Which motion prevailed.  
The title as amended was then agreed to.  
On motion of Mr. Gies,  
The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.  
Roll called: quorum present.  
The House resumed the order of

THIRD READING OF BILLS.

House bill No. 176 (G. O. 144), entitled  
A bill to provide for the laying out and establishing of a State road in the  
county of Isle Royal,  
Pending the third reading thereof,  
On motion of Mr. Davis,  
The bill was laid on the table.  
House bill No. 38 (G. O. 86), entitled  
A bill to amend section 69 of the charter of the city of Owosso, approved  
Feb. 15th, 1859;  
Was read a third time and passed, a majority of all the members elect voting  
therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen,	Mr. Gies,	Mr. Markham,	Mr. Stafford,
F. A. Baker,	Hamilton,	Martin,	Steele,
Brown,	Hankerd,	Miller,	Stephenson,
Canfield,	Hawley,	Moore,	Stinchcomb,
Chase,	Hill,	Morrison,	Stone,
Cheney,	Hopkins,	Mosher,	Thomson,
Clark,	Howland,	Nixon,	Turck,
Coon,	Ireland,	Norris,	Twadell
Crandell,	Jewell,	North,	Van Raalte,
Davis,	S. Johnson,	Parsons,	Walkinshaw,
Dillmann,	W. W. Johnson,	Phelps,	Welker,
Dowling,	Jones,	Reed,	Willett,
Eaton,	Keeler,	Robbins,	Winchell,
Edwards,	Kelley,	Rork,	White,
Elliott,	Knight,	Ross,	Wood,
Farr,	Lee,	Sackrider,	Woodworth,
Ferguson,	Ludlow,	A. J. Sawyer,	Yeomans,
Gibbs,	McGinnis,	Shetterly,	Speaker,

NAYS

72  
0

Title agreed to.

On motion of Mr. Reed,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent the following reports were made:

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 222, entitled

A bill to revise an act entitled "An act to incorporate the city of Marquette," approved Feb. 27th, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill be printed for the use of the committee.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The recommendation of the committee was concurred in.

The bill was then ordered printed for the use of the committee.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 366, entitled

A bill to amend section 6, article 5, sections 1, 4 and 7 and paragraphs 3 and 5 of section 2, article 6, sections 1 and 4 of article 7, sections 1, 2, 5, 6 and 7 of article 8, section 1 article 10, section 1 article 13, section 1 article 19, section 1 article 21, and to strike out section 4 article 12, and section 1 of article 15, of an act entitled "An act to re-incorporate the village of St. Louis," approved March 28, 1873, and amended April 23, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend sections 1, 2, 4 and 7 of article 6, sections 1 and 4 of article 7, sections 1, 2, 5, 6 and 7 of article 8, section 1 of article 10, section 4 of article 12, section 1 of article 13, section 1 of article 15, section 1 of article 19, and section 1 of article 21 of an act, entitled "An act to re-incorporate the village of St. Louis," approved March 28, 1873, as amended by an act approved April 23, 1875,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Baldwin,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

The select committee to examine the bills on the general order and report such local bills as may be taken therefrom and placed on the order of third reading,

Respectfully recommend that the following bills be taken from the general order and placed on the order of third reading:

1. House bill No. 234 (G. O. 245), entitled

A bill for the relief of William Fohey and the discharge of a mortgage held by the State upon his property ;

2. House bill 84 (G. O. 252), entitled

A bill to authorize the county of Menomine to repair the existing bridge across the Menominee river.

E. J. WELKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Welker,

The recommendation of the committee was concurred in.

The bills were placed on the order of third reading of bills.

By a majority of the committee on railroads:

The majority of the committee on railroads, to whom was referred

House bill No. 82, entitled

A bill to promote the early construction of a railroad from the city of Alpena, southwesterly to some point intercepting the Jackson, Lansing, and Saginaw railroad,

Respectfully report that they have had the same under consideration, and a majority of them have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to aid the early construction of a railroad commencing at some point on Thunder Bay (Lake Huron) within the city of Alpena, thence in a southerly and southwesterly direction to a point intercepting the Jackson, Lansing & Saginaw Railroad, passing through the villages of Oscoda, Au Sable, Tawas, East Tawas, and Alabaster,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

S. A. YEOMANS, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Yeomans,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

House joint resolution No. 52, entitled

Joint resolution extending the time for the completion of the Marquette, Houghton & Ontonagon railroad,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the joint resolution when so amended do pass, and ask to be discharged from the further consideration of the subject.

S. A. YEOMANS, *Acting Chairman.*

Report accepted and committee discharged.

The House concurred in the amendment made to the bill by the committee.

On motion of Mr. Yeomans,

The joint resolution was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads :

The committee on railroads, to whom was referred

House bill No. 523, entitled

A bill to regulate the rates of transportation to be charged by street railway and tram railway companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

S. A. YEOMANS, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Raalte,

The bill was laid on the table.

By the committee on private corporations :

The committee on private corporations, to whom was referred

House bill No. 436, entitled

A bill authorizing the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the bill as amended do pass, and ask to be discharged from the further consideration of the subject.

C. F. HARRINGTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Harrington,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations :

The committee on private corporations, to whom was referred

House bill No. 187, entitled

A bill for the incorporation of associations for yachting, hunting, boating, fishing, rowing, and other lawful sporting purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the bill as amended do pass, and ask to be discharged from the further consideration of the subject.

C. F. HARRINGTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Harrington,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By unanimous consent the House took up the order of

#### THIRD READING OF BILLS.

House bill No. 84 (G. O. 252), entitled

A bill to authorize the county of Menominee to repair the existing bridge across the Menominee river,

Was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. McGinnis,	Mr. Sharts,
F. A. Baker,	Gould,	Markham,	Shetterly,
Billings,	Hamilton,	Martin,	Stafford,
Brown,	Hankerd,	Miller,	Steele,
Canfield,	Harrington,	Moore,	Stephenson,
Chase,	Hayes,	Morrison,	Stinchcomb,
Cheney,	Hill,	Mosher,	Stone,
Clark,	Hopkins,	Nixon,	Thomson,
Conely,	Howland,	Norris,	Turck,
Coon,	Ireland,	North,	S. W. Turner,
Crandell,	Jewell,	Parsons,	Twadell,
Dillmann,	W.W.Johnson,	Phelps,	Van Raalte,
Dowling,	Jones,	Prindle,	Walkinshaw,
Eaton,	Keeler,	Reed,	Welker,
Edwards,	Kelley,	Robbins,	Willett,
Elliott,	Knight,	Ross,	Winchell,
Farr,	Lee,	Sackrider,	White,
Ferguson,	Little,	A. J. Sawyer,	Yeomans,
Fletcher,	Ludlow,	J. C. Sawyer,	Speaker, 76

## NAYS.

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Title agreed to.

On motion of Mr. Conely,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 234 (G. O. 245), entitled

A bill for the relief of William Fohey of the city of Ann Arbor, and for the discharge of a mortgage held by the State upon his property ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Markham,	Mr. Stafford,
Allen,	Gould,	Martin,	Steele,
F. A. Baker,	Hamilton,	Miller,	Stephenson,
Billings,	Hankerd,	Moore,	Stone,
Brown,	Hayes,	Morrison,	Thomson,
Canfield,	Hopkins,	Mosher,	Turck,
Chase,	Howland,	Nixon,	S. W. Turner,
Cheney,	Ireland,	Norris,	Twadell,
Clark,	Jewell,	North,	Van Raalte,
Conely,	W.W.Johnson,	Phelps,	Walkinshaw,
Coon,	Jones,	Prindle,	Welker,
Crandell,	Keeler,	Reed,	Willett,
Davis,	Kelley,	Ross,	Winchell,
Dillmann,	Knight,	A. J. Sawyer,	White,
Dowling,	Lee,	J. C. Sawyer,	Wood,
Eaton,	Little,	Sharts,	Yeomans,



Mr. Edwards, Farr,	Mr. Ludlow, McGinnis,	Mr. Shetterly, Smith,	Mr. Speaker,	71
NAYS.				

Mr. Gies,	1
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Title agreed to.

On motion of Mr. A. J. Sawyer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Hopkins,

The rules were suspended, two-thirds of all the members present voting therefor, and the House took up the order of

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 22, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

House bill No. 198 (printed No. 108), entitled

A bill to organize the township of Hayes in the county of Clare,

And to inform the House that the Senate has amended the same by adding to section 2 the following: "and at such election the qualified voters shall elect by ballot persons to fill the various township offices in manner and form as provided by the general laws of this State in case of township elections."

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. Hopkins moved that the House concur in the amendments made to the bill by the Senate.

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. McGinnis,	Mr. Shetterly,
Allen,	Gies,	Markham,	Smith,
F. A. Baker,	Hamilton,	Martin,	Stafford,
Baldwin,	Hankerd,	Miller,	Steele,
Billings,	Hawley,	Moore,	Stephenson,
Brown,	Hayes,	Morrison,	Stinchcomb,
Canfield,	Hill,	Mosher,	Stone,
Chase,	Hopkins,	Nixon,	Thomson,
Cheney,	Howland,	Norris,	Turck,
Clark,	Ireland,	North,	S. W. Turner,
Conely,	Jewell,	Parsons,	Twadell,
Coon,	W. W. Johnson,	Phelps,	Van Raalte,
Crandell,	Jones,	Prindle,	Walkinshaw,

Mr. Davis,	Mr. Keeler,	Mr. Reed,	Mr. Welker,	
Dillmann,	Kelley,	Robbins,	Willetts,	
Dowling,	Knight,	Rork,	Winchell,	
Eaton,	Lee,	Ross,	White,	
Edwards,	Little,	Sackrider,	Wood,	
Elliott,	Ludlow,	J. C. Sawyer,	Yeomans,	
Farr,	McArthur,	Sharts,	Speaker,	
Fletcher,				81
NAYS.				0

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,

Lansing, March 22, 1877. }

To the Speaker of the House of Representatives :

SIR,—I am instructed by the Senate to return to the House the following bills :

1. House bill No. 295 (printed No. 154), entitled

A bill to detach certain territory from the township of Burt in the county of Cheboygan, and to organize the same into a separate township to be known as the township of Tuscarora ;

2. House bill No. 602 (printed No. 182), entitled

A bill to detach certain territory from the present township of Evangeline, in the county of Charlevoix, and to organize the same into a separate township to be called Porter,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,

Lansing, March 21, 1877. }

To the Speaker of the House :

SIR,—I am instructed by the Senate to return to the House the following joint resolution :

Joint resolution No. 12 (printed No. 5), entitled

Joint resolution authorizing the trustees in behalf of the State to convey to John B. Lanckton of Burns, Shiawassee county, Michigan, by quit-claim deed the west half of southeast quarter of section 24, town 5 north, of range 3 east, Shiawassee county :

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, March 21, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to return to the House the following joint resolution :

House joint resolution No. 11 (printed No. 6), entitled

Joint resolution for the relief of John Y. Hicks, of the township of Pennfield, Calhoun county, Michigan,

And to inform the House that the Senate has amended the same by inserting after the word "authorized," in line 2 of the resolution, the words, "when satisfied by evidence that said John Y. Hicks is the equitable owner of said lands ;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

Mr. Keeler moved that the House concur in the amendments made to the bill by the Senate.

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. Martin,	Mr. Smith,
Allen,	Gies,	Miller,	Stafford,
F. A. Baker,	Gould,	Moore,	Steele,
Baldwin,	Hankerd,	Morrison,	Stephenson,
Billings,	Hawley,	Mosher,	Stinchcomb,
Brown,	Hayes,	Nixon,	Stone,
Canfield,	Hill,	Norris,	Thomson,
Chase,	Howland,	North,	Turck,
Cheney,	Ireland,	Parsons,	S. W. Turner,
Clark,	Jewell,	Phelps,	Twadell,
Coon,	W. W. Johnson,	Prindle,	Van Raalte,
Crandell,	Jones,	Reed,	Walkinshaw,
Davis,	Keeler,	Robbins,	Welker,
Dillmann,	Knight,	Rork,	Willett,
Eaton,	Lee,	Ross,	Winchell,
Edwards,	Ludlow,	Sackrider,	White,
Elliott,	McGinnis,	Sharts,	Yeomans,
Farr,	Markham,	Shetterly,	Speaker,
Ferguson,			

#### NAYS.

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

## MOTIONS AND RESOLUTIONS.

Mr. Chase offered the following resolution :

*Resolved*, That the use of this hall be granted to Col. James Fairman, Tuesday evening, March 27th, for the purpose of delivering a lecture on the subject "The voice of fine art to the masses ;"

Which was adopted.

Mr. Chase moved to take from the table

Senate bill No. 24, entitled

A bill to amend sections 5133 and 5142 of the compiled laws, relative to granting of injunctions to stay proceedings at law in the courts of chancery ;

Which motion prevailed.

On motion of Mr. Chase,

The bill was referred to the committee on judiciary.

Mr. Norris moved to take from the table

House bill No. 286 (G. O. 200), entitled

A bill to change the name of the village plat of Morgan, in Newaygo county, to White Cloud ;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Jewell,

The further consideration of the bill was indefinitely postponed.

## UNFINISHED BUSINESS,

Being the consideration of the following concurrent resolution :

*Resolved* (The Senate concurring), That from and after Tuesday, April 17, the two houses will transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be on Friday, April 20, 1877, at 12 o'clock at noon of that day.

The question being on the adoption of the resolution,

On motion of Mr. Morris,

The resolution was laid on the table.

Being also the consideration of the following concurrent resolution :

*Resolved* (the Senate concurring), That there be printed for the use of this House and the Senate, 1,000 copies of the lecture on "Heredity," delivered by Dr. Theodore A. McGraw, in this Hall, Thursday evening, March 8th.

The question being on the adoption of the resolution,

On motion of Mr. Steel,

The resolution was laid on the table.

## GENERAL ORDER.

On motion of Mr. Allen,

The House went into committee of the whole, on the general order,

Mr. Ferguson in the chair.

After some time spent therein the committee rose, and through their chairman, made the following report :

The committee of the whole have had under consideration the following entitled joint resolution :

1. House joint resolution No. 17 (printed order 9), entitled

Joint resolution authorizing the Commissioner of the State Land Office to issue a certificate or a deed of certain lands in Kalamazoo county to Andrew Gordon;

And have directed their chairman to report the same back to the House with the recommendation that it be recommitted to the committee on State affairs.

The committee of the whole have also had under consideration the following entitled joint resolution:

2. House joint resolution No. 19 (printed No. 10, entitled

Joint resolution amending joint resolution No. 17, approved April 24, 1873, entitled "Joint resolution directing the Board of State Auditors to settle certain claims of James S. Dewey against the State of Michigan, arising out of the compilation of 1871," so as to read as follows:

And have directed their chairman to report the same back to the House, with the recommendation that it do not pass.

The committee of the whole have also had under consideration the following entitled joint resolution and bill:

3. House joint resolution No. 25 (P. O. 11), entitled

Joint resolution to provide for a commissioner to revise the laws of the State relative to taxation;

4. House bill No. 94 (G. O. 24), entitled

A bill to provide for the appointment of a special commission to report modifications of the tax laws and laws relating to conveyances;

And have directed their chairman to report the same back to the House, with the recommendation that they be made the special order for Friday, April 6th.

The committee of the whole have also under consideration the following entitled bill:

5. House bill No. 189 (G. O. 100), entitled

A bill to amend section 4 of an act approved April 15, 1871, being compiler's section 233 of the compiled laws of 1871, entitled "An act to establish the fiscal year for the treasury of the State, to fix the time of the annual reports of the State officers, and to provide for the printing and distribution thereof,"

And have directed their chairman to report the same back to the House with the recommendation that it be recommitted to the committee on ways and means.

The committee of the whole have also had under consideration the following entitled bills:

6. House bill No. 179 (G. O. 102), entitled

A bill to amend section 16 of chapter 9, of compiled laws of 1871, being compiler's No. 446, relating to county buildings and furnishing same;

7. House bill No. 601 (G. O. 231), entitled

A bill to detach certain territory from the present townships of Bear Creek and Little Traverse in the county of Emmet, and to organize the same into a separate township to be called Etna;

8. House bill No. 173 (G. O. 109), entitled

A bill to amend section 1 of an act entitled "An act to regulate the manner of attaching unorganized territory to organized counties for judicial and munic-

ipal purposes," approved March 19, 1861, being compiler's section 450 of the compiled laws of 1871;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

9. House bill No. 3 (G. O. 104), entitled

A bill to amend section 71 of chapter 136 of the compiled laws of 1871, entitled "Primary Schools," being compiler's section 3641.

10. House bill No. 218 (G. O. 103), entitled

A bill to prevent the sale of fruits and vegetables in cases, boxes or baskets less than the legal measure;

Have made sundry amendments thereto, and directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

11. House bill No. 439 (G. O. 228) entitled

A bill making an appropriation for the erection of a new hall at the State Agricultural College;

And have directed their chairman to report the same back to the House with the recommendation that it be made the special order for Thursday March 29.

J. E. FERGUSON, *Chairman.*

Report accepted and committee discharged.

The question being on concurring in the recommendation of the committee of the whole as to the joint resolution first named,

The House concurred.

The joint resolution was then recommitted to the committee on State affairs.

The question being on concurring in the recommendation of the committee of the whole as to the joint resolution second named,

Mr. Conely moved that the joint resolution be placed on the order of third reading of bills.

Mr. Conely demanded the yeas and nays.

The demand was seconded, and the motion to place the joint resolution on the order of third reading did not prevail, by yeas and nays, as follows:

#### YEAS.

Mr. F. A. Baker,	Mr. Harrington,	Mr. Miller,	Mr. Smith,
Conely,	Hawley,	Norris,	Stafford,
Davis,	Ireland,	North,	Stephenson,
Dillmann,	Knight,	Phelps,	Stone,
Dowling,	McArthur,	Prindle,	Twadell,
Edwards,	McGinnis,	Reed,	Welker,
Fletcher,	Martin,	Sharts,	Wood,
Hankerd,			

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#### NAYS.

Mr. Abbott,	Mr. Gibbs,	Mr. Lee,	Mr. Shetterly,
Allen,	Gould,	Ludlow,	Steele,
Baldwin,	Hamilton,	Markham,	Stinchcomb,
Billings,	Hayes,	Moore,	Thomson,

Mr. Brown, Chase, Cheney, Clark, Crandell, Eaton, Elliott, Farr, Ferguson,	Mr. Hill, Hopkins, Howland, Jewell, W.W. Johnson, Jones, Keeler, Kelley,	Mr. Morrison, Mosher, Nixon, Parsons, Robbins, Rork, Sackrider, J. C. Sawyer,	Mr. Turck, Van Raalte, Walkinshaw, Willett, White, Woodworth, Yeomans, Speaker,
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The question being on concurring in the recommendation of the committee of the whole,

Mr. Mosher moved that the further consideration of the joint resolution be indefinitely postponed ;

Pending which

Mr. McGinnis moved that the joint resolution be laid on the table ;

Which motion did not prevail.

The question being on the motion to indefinitely postpone,

Mr. Conely demanded the yeas and nays.

The demand was seconded, and the motion to indefinitely postpone prevailed, by yeas and nays, as follows :

## YEAS.

Mr. Abbott, Allen, Billings, Brown, Chase, Cheney, Clark, Crandell, Eaton, Elliott, Farr, Ferguson, Gibbs, Gould,	Mr. Hamilton, Hankerd, Hayes, Hill, Hopkins, Howland, Jewell, S. Johnson, W. W. Johnson, Jones, Keeler, Lee, Ludlow, Markham,	Mr. Moore, Morrison, Mosher, Nixon, Parsons, Prindle, Robbins, Rork, Ross, Sackrider, J. C. Sawyer, Shetterly, Steele,	Mr. Stinchcomb, Thomson, Turck, Twadell, Van Raalte, Walkinshaw, Welker, Willett, Winchell, White, Woodworth, Yeomans, Speaker,
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## NAYS.

Mr. F. A. Baker, Baldwin, Conely, Coon, Davis, Dillmann, Dowling,	Mr. Edwards, Fletcher, Gies, Harrington, Hawley, Ireland, Kelley,	Mr. Knight, McGinnis, Martin, Miller, Norris, North, Phelps,	Mr. Reed, Sharts, Smith, Stafford, Stephenson, Stone, Wood,
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Pending the announcement of the vote,

Mr. Twadell moved that Mr. S. Johnson be excused from voting ;

Which motion did not prevail.

Mr. S. Johnson then voted as recorded above.

The question being on concurring in the recommendation of the com-



mittee of the whole as to the joint resolution and bill third and fourth named,  
The House concurred.

The joint resolution and bill were then placed on the special order for Friday, April 6.

The question being on concurring in the recommendation of the committee of the whole as to the fifth named bill,

The House concurred.

The bill was then recommitted to the committee on ways and means.

The sixth, seventh, and eighth named bills were then placed on the order of third reading of bills.

The question being on concurring in the amendments made by the committee of the whole to the ninth and tenth named bills,

The House concurred.

The bills were then placed on the order of third reading of bills.

The question being on concurring in the recommendation of the committee of the whole as to the eleventh named bill,

The House concurred.

The bill was then made the special order for Thursday, March 29.

Mr. S. Johnson, by unanimous consent, moved that the Clerk be instructed to transmit a respectful message to the Governor, requesting a return of House bill No. 76 (G. O. 126) entitled

A bill to incorporate the city of Dowagiac;

Which motion prevailed.

Mr. Conely, by unanimous consent, offered the following resolution:

*Resolved*, That the select committee to examine local bills have leave to report at any time until otherwise ordered by the House.

Which was adopted, two-thirds of the members present voting therefor.

By unanimous consent the following report was made:

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 125, entitled

A bill to reorganize the eighteenth judicial circuit, and create the twenty-third judicial circuit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Dowling,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Abbott,  
Allen,  
F. A. Baker,

Mr. Farr,  
Fletcher,  
Gies,

Mr. Ludlow,  
McArthur,  
McGinnis,

Mr. A. J. Sawyer,  
Sharts,  
Shetterly,

Mr. Baldwin,	Mr. Gould,	Mr. Markham,	Mr. Smith,
Billings,	Hamilton,	Martin,	Stafford,
Brown,	Hankerd,	Moore,	Steele,
Canfield,	Hawley,	Morrison,	Stephenson,
Chase,	Hayes,	Mosher,	Stinchcomb,
Cheney,	Hopkins,	Nixon,	Stone,
Clark,	Ireland,	Norris,	Thomson,
Conely,	Jewell,	North,	Turck,
Coon,	S. Johnson,	Parsons,	Van Raalte,
Davis,	W. W. Johnson,	Phelps,	Welker,
Dillmann,	Jones,	Prindle,	Willett,
Dowling,	Keeler,	Reed,	White,
Eaton,	Kelley,	Rork,	Woodworth,
Edwards,	Knight,	Ross,	Speaker,
Elliott,	Lee,	Sackrider,	71

## NAYS.

Mr. Ferguson,	Mr. Miller,	Mr. Winchell,	Mr. Yeomans,
Howland,			5

Pending the announcement of the vote,

Mr. Kelley moved that Mr. Yeomans be excused from voting ;

Which motion did not prevail.

Mr. Yeomans then voted as recorded above.

Mr. Ferguson moved that Mr. Howland be excused from voting ;

Which motion did not prevail.

Mr. Howland then voted as recorded above.

Mr. McGinnis moved that Mr. Martin be excused from voting ;

Which motion did not prevail.

Mr. Martin then voted as recorded above.

Title agreed to.

On motion of Mr. Kelley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Conely,

The House adjourned.

*Lansing, Friday, March 23, 1877.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Dr. Duffield.

Roll called: quorum present.

Absent without leave: Messrs. N. Baker and Norton.

Mr. Conely asked and obtained leave of absence for himself after to-day, until the 27th.

Mr. Little asked and obtained leave of absence for Mr. Norton, indefinitely.

Mr. Miller asked and obtained leave of absence for Mr. N. Baker, indefinitely.

Mr. White asked and obtained leave of absence for himself, from to-day until the 27th.

Mr. F. A. Baker asked and obtained leave of absence for himself, from to-day until the 27th.

Mr. Van Raalte asked and obtained leave of absence for the committee on ways and means during the day.

Mr. McGinnis asked and obtained leave of absence for himself during Monday.

Mr. Norris asked and obtained leave of absence for himself after to-day until the 27th.

Mr. A. J. Sawyer asked and obtained leave of absence for himself for the A. M.

Mr. Kelley, by unanimous consent, moved to take from the table

House bill No. 533, entitled

A bill relative to the platting of lands and fixing the boundaries thereof;

Which motion prevailed.

On motion of Mr. Kelley,

The bill was referred to the committee on municipal corporations.

#### PRESENTATION OF PETITIONS.

No. 831. By Mr. Hamilton: Remonstrance of Fruit Grange No. 104, of the township of Royalton, Berrien county, signed by L. B. Tregor, Master, and A. H. Carleton, Secretary, against restoring the county superintendency of schools; Referred to the committee on education.

No. 832. By Mr. Allen: Petition of J. R. Campbell, F. W. Hawkins, and 26 others, for the passage of House bill No. 393;

Referred to the committee on State affairs.

No. 833. By Mr. W. W. Johnson: Petition of B. W. Smith, W. H. Town, R. Swart, and 31 others, of Ingham county, for a prohibitory liquor law;

Referred to the committee on the liquor traffic.

No. 834. By Mr. Morrison: Remonstrance of L. Sloflet, Wm. Aspinwall, A. Goodyear, and others, against the division of Wayne county;

Referred to the committee on towns and counties.

No. 835. By Mr. Edwards: Remonstrance of Roscoe D. Dix, D. H. Reiter, Geo. Graham, and 55 others, residents of Berrien Springs, Berrien county, against transferring the saloon tax to poor fund;

Referred to the committee on the liquor traffic.

No. 836. By Mr. Stevens: Petition of Wm. H. Randall, Leander Berry, Mrs. J. E. Stark, Mrs. L. Beebe, and 31 others, of Montcalm county, that a law be passed by this legislature prohibiting the manufacture and sale of alcoholic liquors within this State;

Referred to the committee on the liquor traffic.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 575, entitled

A bill to amend sections 1, 3, and 5, of chapter 188, being compiler's sections 5890 and 5894, of the compiled laws of 1871, relative to depositions taken within this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do not pass, and asked to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr Hamilton,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 239, entitled

A bill to amend section 57 of chapter 189, being compiler's number 6026 of the compiled laws of 1871, relative to courts instructing juries concerning verdicts upon particular questions of fact,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 106, entitled

A bill to provide for the reference of certain causes in chancery, involving an accounting between the parties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House joint resolution No. 18, entitled

Joint resolution authorizing the issuing a patent to Thomas Burns, of the county of St. Clair, upon primary school land certificate number 6353.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 209, entitled

A bill to detach the county of Cheboygan from the eleventh judicial circuit, and to attach the same to the thirteenth judicial circuit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. HAMILTON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 295 (printed No. 154), entitled

A bill to detach certain territory from the township of Burt in the county of Cheboygan, and to organize the same into a separate township, to be known as the township of Tuscarora;

2. House bill No. 198, (printed No. 108), entitled

A bill to organize the township of Hayes, in the county of Clare.

A. W. FARR, *Chairman*.

Report accepted and committee discharged.

The report was laid on the table.

By the committee on insane asylums:

The committee on insane asylums, to whom was referred

House bill No. 296, entitled

A bill making appropriations for the finishing and furnishing the eastern asylum for the insane and for the maintenance of patients therein.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

E. V. CHASE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chase,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Insane Asylum :

The committee on Insane Asylum, to whom was referred  
House bill No. 297, entitled

A bill making appropriations for the maintenance of patients at the Michigan asylum for the insane, and for certain repairs, renewals, and additions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

E. V. CHASE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chase,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on religious and benevolent societies :

The committee on religious and benevolent societies, to whom was referred  
Senate bill No. 128, entitled

A bill to provide for the incorporation of St. Andrew's societies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

E. J. WELKER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred  
Senate bill No. 126, entitled

A bill to establish the township line between the townships of Clinton and Harrison, in the county of Macomb,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. B. JEWELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on manufactures :

The committee on manufactures, to whom was referred  
House bill No. 340, entitled

A bill to provide for the increase of skilled workmen,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill be printed, placed on the general order, and re-

ferred to the committee of the whole, and asked to be discharged from the further consideration of the subject.

G. B. MARKHAM, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hawley,

The House concurred in the recommendation of the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 543, entitled

A bill to prevent cattle, sheep, and other animals, except swine and horses, from running at large in the night time, in all that part of the incorporated village of Flat Rock, in the county of Wayne, which is included within the territory covered by the maps or plat of said village, as recorded in the office of the register of deeds of said county of Wayne, and to prevent swine and horses from running at large at any and all times within the limits aforesaid,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 252, entitled

A bill to amend section 28 of chapter 50, of compiled laws of 1871, being compiler's section 1843, relative to superintendents of the poor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the majority of the committee on State affairs:

The majority of the committee on State affairs, to whom was referred

House bill No. 116, entitled

A bill to authorize the formation of corporations for the prevention of cruelty to animals and fowls,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

S. R. BILLINGS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Billings,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.



## REPORTS OF SELECT COMMITTEES.

The select committee to examine the bills on the general order and report such local bills as may be taken therefrom and placed on the order of third reading,

Respectfully recommend that the following bills be taken from the general order and placed on the order of third reading:

Senate bill No. 128, entitled

A bill to provide for the incorporation of St. Andrew's Societies.

E. J. WELKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Welker,

The recommendation of the committee was concurred in.

The bill was placed on the order of third reading of bills.

## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
*Lansing, March 21, 1877.*

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to incorporate the village of Millington.

An act to incorporate the village of Bangor.

An act to incorporate the village of Flushing.

An act to incorporate the village of Otisville in the county of Genesee.

An act to incorporate the village of Vassar, subject to the provisions of act No. 62 of the session laws of 1875, entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875, and to repeal act No. 206 of the session laws of 1871, entitled "An act to incorporate the village of Vassar," approved March 2, 1871.

An act to authorize the township of Ada, in the county of Kent, to raise money to purchase the "Ada Bridge" across Grand River, in said township.

An act to amend sections 3, 4, and 31 of an act entitled "An act to revise the charter of the city of Big Rapids," approved March 19, 1875, and to add ten new sections thereto, to stand as sections 68, 69, 70, 71, 72, 73, 74, 75, 76, and 77.

CHARLES M. CROSWELL.

The message was laid on the table.

The Speaker also announced the following:

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
*Lansing, March 22, 1877.*

*Daniel L. Crossman, Clerk of the House of Representatives:*

I am directed by the Governor to return

House bill No. 76 (G. O. 126), entitled

A bill to incorporate the village of Dowagiac,

In compliance with a request of the House of this date.

GEO. H. HOPKINS,

*Private Secretary.*

On motion of Mr. S. Johnson,

The bill was laid on the table.

The Speaker also announced the following :

EXECUTIVE OFFICE, }  
Lansing, March 22, 1877. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

An act to amend sections 23 and 42 of an act to incorporate the village of Hancock, the same being act No. 274 of the session laws of 1875, entitled "An act to incorporate the village of Hancock," approved March 19th, 1875.

An act to amend section 1 of act No. 409, of the session laws of 1869, entitled "An act to detach certain territory from the townships of Manistee and Stronach, in the county of Manistee, and to organize such territory so detached into a township by the name of Filer," and to add one new section thereto, legalizing certain action had thereunder, to stand as section 6 of said original act.

An act to organize the township of Comins in the county of Oscoda.

An act to detach certain territory from the present township of Burt, in the county of Cheboygan, and organize the same into a separate township, to be known as the township of Nunda.

An act to detach certain territory from the present townships of Little Traverse and Bear Creek, in the county of Emmet, and to organize the same into a separate township to be called the township of Littlefield.

An act to detach certain territory from the present township of Cross village in the county of Emmet and to organize the same into a separate township to be called the township of Readmond.

An act to amend sections 5, 7, and 9 of title 2 of an act, entitled "An act to amend an act entitled an act to revise the charter of the city of Holland, being amendatory of an act entitled an act to incorporate the city of Holland," approved March 25, 1867, approved March 23, 1871, which became a law April 2, 1873, approved April 1, 1875.

CHARLES M. CROSWELL.

The message was laid on the table.

The Speaker also announced the following :

EXECUTIVE OFFICE, }  
Lansing, March 21, 1877. }

*To the House of Representatives:*

I herewith return without my approval a bill which originated in your house, entitled "An act to extend the time for the collection of taxes for the year 1876 in the township of Howell, county of Livingston," which seems to have passed both Houses with much unanimity and without any opposition.

With all due deference to the Legislature, I am of the opinion that it is not within its power to introduce and pass a measure in such a manner as appears from the Journal record to have characterized the passage of this one.

The Constitution of Michigan expressly provide that "no new bill shall be introduced into either house of the Legislature after the first fifty days of a session shall have expired." This mandate is plain, and the words in which it is expressed, taken in their ordinary sense, indicate clearly its object and intent. The measure in question seems to me to have been adopted by methods in direct violation of this provision, and I cannot, therefore, with a proper sense of official responsibility, give it my approval.

An examination of the journals of the House shows that within the proper

time a bill had been introduced entitled "A bill to repeal act No. 131 of the session laws of 1875, entitled 'An act to provide for the safe keeping of public moneys,' " and that said bill was referred to the committee on local taxation, who struck out all after the title and grafted thereon the provisions of this bill, reporting the same as a substitute for the original. This substitute was concurred in by the House, and the bill as thus amended, with a title wholly foreign to its character, was, under a suspension of rules, immediately passed. Then, in order that the title might correspond with the purpose of the bill as thus amended, the original title was stricken out and an entire new one substituted therefor. In this amended shape, without one sentence of the original left, and with a different object and a different title, the bill passes both houses and comes to me for my approval.

I cannot conceive of a legislative act more directly at variance with the requirements of the constitution. The measure as it now stands is clearly a new one. It has not even the merit of being akin to the purpose of the original bill, as that relates to the safe keeping of public moneys, while this proposes to extend the time for the collection of certain taxes. It is a lame attempt to evade the command of the constitution, and a proceeding which I cannot, under a sense of the obligation I have taken to support that instrument, approve. Speaking of this method of introducing bills, Judge Cooley in a note to his able work on constitutional limitations, says: "The dodge is so transparent, and so clearly in violation of the constitution, and the evidence at the same time so fully spread upon the record, that it is a matter of surprise to find it so often resorted to."

Impressed therefore with the conviction that this bill is repugnant to the constitution, and that its attempted enactment into law, even with my approval, would prove if tested a failure, I must, with due respect to the legislature, withhold from it my assent.

CHARLES M. CROSWELL.

The message was laid on the table.

Mr. Allen moved to reconsider the vote by which the House passed the bill. Which motion prevailed.

The question being on the passage of the bill, the Governor's objections to the contrary notwithstanding,

Mr. Billings moved that the bill be laid on the table;

Which motion did not prevail.

Mr. Billings moved that the further consideration of the bill be indefinitely postponed;

Which motion prevailed.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 22, 1877.

*To the Speaker of the House:*

SIR,—I am instructed by the Senate to return to the House the following. House bill No. 503 (printed No. 176), entitled

A bill to revise and amend the charter of the city of Port Huron,

And to inform the House that the Senate has amended the same, as follows:

1. By amending section 1 of chapter 2, so as to read as follows: "Section 1. The following officers of the corporation shall be elected on the general ticket

at each annual election in said city, by the qualified electors thereof: a mayor, city clerk, treasurer, and three members of the board of estimates, who shall hold their respective offices for one year, and until their successors are elected and qualified; and the following officers at the first election under this act, in each ward of said city, by the qualified electors thereof: one alderman for two years, one constable, one supervisor, one collector, each for one year, and three members of the board of estimates,—one for one year, one for two years, and one for three years; and annually thereafter one alderman for two years, one constable, one supervisor, one collector, each for one year, and one member of the board of estimates for three years;”

2. By striking out the words “harbor master,” in lines 5 and 6 of section of chapter II.;

3. By inserting in line 2 of chapter III., after the word “constable,” the words “one supervisor and one collector, who shall each serve;”

4. By striking out in section 7 of chapter V., all after the word “detail,” to and including the word “thereof;”

5. By striking out the words “harbor master,” in line 1 of section 10 of chapter V., and inserting “city marshal,” in lieu thereof; also, by striking out the words “a member of the police force,” in the same line, and inserting “harbor master” in lieu thereof;

6. By striking out the first, second, third, and fourth lines, and the word “city” in line 5 of section 5 of chapter VI.; also, by striking out in the seventh and eighth lines of the same section, the words, “adopted by the common council, as above,” and inserting the words “of the city,” in lieu thereof:

7. By amending section 6 of chapter VI., so as to read as follows: “Sec. 6. All the repairing, street cleaning, or grading, the building of cross-walks, and any other public work or improvement, shall be done under the supervision of the superintendent of public works, and before any street pavement shall be repaired, the superintendent shall make an estimate of the amount of repairs necessary, and if the number of square yards to be repaired in any one year shall exceed ten per cent of the total number of square yards in any given block, the expense of such repairs shall be levied and collected by special assessment, as hereinafter provided.”

8. By inserting after the word “shall,” in line 2 of section 10 of chapter VI., the words, “subject to the provisions of this act;”

9. By amending section 5, of chapter VII., so as to read as follows: “The construction and repairing of the water works of said city, or any work connected therewith, and the construction and repairing of mains and pipes, shall be done by said board by letting a contract therefor, in accordance with section 21, of chapter XIII. of this act;”

10. By striking out in line 12 of section 15, chapter VII., the word “five,” and inserting “one” in lieu thereof; also, by striking out in line 13 of same section the words, “two years,” and inserting “three months” in lieu thereof;

11. By striking out in line 7 of section 16, of chapter VII., the word “two,” and inserting “one” in lieu thereof; also, by striking out the word “six” in line 8 of same section, and inserting “three” in lieu thereof;

12. By inserting after the word “authorize,” in line 11 of section 4, of chapter VIII., the words, “subject to the provisions of this act;”

13. By amending section 9, of chapter IX., so as to read as follows: “Section 9. The council shall have power also to pass all ordinances deemed necessary for the protection of any cemetery or burial place within the city, belong-

to or under the control of any church, religious society, corporation, company, or association, or for the protection of the tombs, monuments, and improvements thereof, and the appurtenances thereto ;”

14. By striking out the figures “1877” in line 1 of section 4, chapter X., and inserting “1878” in lieu thereof ;

15. By inserting after the word “city” in line 2 of section 16 of chapter X., the following : “after contract shall have been entered into with such newspaper as provided in section 1 of chapter XIII., of this act ;

16. By inserting after the word “hackmen” in line 3 of section 28, chapter X., the word “draymen ;”

17. By striking out in lines 3 and 4 of section 45 of chapter X., the following words : “to make rules and regulations as to time of assessing and collecting the same ;”

18. By striking out in line 7 of section 2 chapter XII., the words “or be suspected of being ;” also, by striking out all of said section commencing with the words “to remove” in line 10, to and including the word “disease,” in line 13 ;

19. By striking out in line 2 of section 7 chapter XII., the word “sick ;” also, by inserting after the word “sailor” in same line, the words “sick with any infectious or pestilential disease ;” also, by striking out the word “six” in line 5 of same section and inserting three in lieu thereof ;

20. By striking out the words “grading, working” in the 12th subdivision of section 1 of chapter XIII. ;

21. By inserting between the words “of” and “repairing” the words in line 1 of the 14th subdivision of section 1 of chapter XIII. ;

22. By inserting after the word “power” in line 1 of section 3, chapter 13, the following : “Subject to the approval of the board of estimates ;”

23. By striking out in line 7 of section 5 of chapter 13 the words, “but in case the board of estimates do not approve of the same ;” also by inserting in line 10 of same section, after the word “shall,” the following : “With the approval of the board of estimates ;”

24. By adding to section 6 of chapter 13 the following : “And the controller shall cause the amounts ordered by the common council and approved by the board of estimates to be spread upon the tax roll of said city ;”

25. By inserting in line 1 of section 7, chapter 13, after the word “shall” the following : “With the approval of the board of estimates ;”

26. By striking out all that part of section 19, chapter 13, commencing with the words “all warrants” in line 4 to and including the word “corporation” in line 7 ;

27. By amending section 21, chapter XIII., so as to read as follows : “Section 21. The construction of any public building, sewer, paving, grading, plank-ing, macadamizing, or the construction of any public work whatever, or any work to be done except the ordinary care of streets, public buildings and other property of said city, or purchasing or furnishing any material or supplies for said corporation, or printing or publishing required by this act or that may be required by the common council of said city, shall be by contract ; and no contract shall be let or entered into by the common council or any board of said city, except to and with the lowest responsible bidder, with adequate security ; and as to such work, supplies or material, requiring mechanical skill, to and with practical mechanics ; and as to such other work, supplies or materials, not



requiring mechanical skill, to and with such persons as shall be deemed competent for the performance of any such contract, and not until advertised proposals and specifications therefor shall have been published in at least one newspaper published in said city, and for such period as the common council shall prescribe, and no bids shall be accepted from or contract awarded to any person who is in arrears to the corporation upon debt or contract, or who is a defaulter as security or otherwise, upon any obligation to the corporation, or who shall be in any respect disqualified, according to the provisions of this act."

28. By inserting in line 2 of section 30, of chapter XIII., before the words "be provided" the following, "in the manner provided by this act."

29. By striking out the words "his assistants," in line 1 of section 1 of chapter XIV., and inserting in lieu thereof the words "the supervisor;" also by striking out the word "December," in same line, and inserting "January," in lieu thereof; also by inserting in line 4 of same section, before the words "shall within," the words "the constables;"

30. By striking out all of section 5 of chapter XIV., to and including the word "State," in line 4.

31. By striking out, in lines 4, 5, 6, and 7, in section 8 of chapter XIV., the following words: "and shall remain as the basis of all taxes to be levied and collected in the city of Port Huron according to property valuation until another assessment shall have been made and confirmed, as above provided for."

32. By striking out all of section 7, chapter XIV., after the word "purposes," in line —, and inserting the following in lieu thereof: "whatever, and the controller shall extend upon the same all State and county taxes certified to him by the board of supervisors; also all taxes authorized to be raised for city, school, and highway purposes in said city at the same time and in the same manner as township supervisors are or may be by law required to do, and shall annex thereto a warrant directed to the ward collectors of said city, respectively signed by him and in all other respects the same as near as may be, as is or may be by law required in warrants of township treasurers for the collection of State, county, and township taxes. The controller shall then cause the rolls to be delivered to the city treasurer, who shall give a receipt therefor, and be charged therewith. The treasurer shall receive all taxes on said roll without charging any percentage thereon until the first day of January in each year. After the said first day of January the said treasurer shall note on said rolls all payments that have been made for taxes, and shall deliver the rolls to the collectors of the wards of said city respectively, and take their receipts therefor. Said ward collectors shall collect said taxes charged in said rolls, together with the fees, which shall be the same as allowed by law to town treasurers, in the manner provided by law, and for such purposes they shall have the same power and authority as is now given by law to town treasurers. The collectors shall, within ten days after the expiration of their warrant, or in case of extension of time for collecting such taxes within ten days after such time has expired, pay over to the treasurer of said city all sums charged in said roll for city, school, and highway purposes, and shall make a full return of all taxes collected by them and of all descriptions of real estate delinquent for taxes in same manner as township treasurers are now or may be by law required to make returns to the county treasurer, which return shall be made under oath and filed with the county treasurer, and a copy thereof filed with the city

clerk. The taxes assessed upon said roll upon any real estate and all legal charges thereon shall be a charge against the person owning the same on the second Monday of July, and shall be a lien on said real estate from the fifteenth day of November of the year in which such tax was assessed, and all provisions of law respecting the collection of taxes and to the return and sale of property for non-payment of taxes for State, county, and township purposes, and the redemption thereof, shall apply to such taxes. The said ward collectors shall, before entering upon the duties of their office, give such bonds as is required by the law of this State of town treasurers; also such bonds, in such amount, and with such sureties as may be required by the common council, and the Board of Education of said city."

33. By striking out all of section 11, chapter XIV., after the word "direct" in line 10, and inserting in lieu of the portion stricken out the following: "and for such purposes the treasurer shall have the same power and authority to enforce the collection of the same as is given by the general law to town treasurers."

34. By striking out section 14 of chapter XIV.

35. By striking out all of section 15, chapter XIV. to and including the word "but," in line 4; also, by striking out in lines 4 and 5 of same section the words "two weeks before the time fixed by law for the delivery of any tax-roll to said treasurer," and inserting in lieu thereof, "after the tax-roll comes into his hands; also, by striking out in the lines 6 and 7 the words "of the time when such treasurer will receive such roll," and inserting in lieu thereof, the words "the roll is in his office;" also, by striking out the word "required" in in line 7 of the same section, and inserting in lieu thereof, the word "authorized."

36. By striking out all of section 16, chapter XIV., after the word "provided" in line 3.

37. By inserting in line 5 of section 18, chapter XIV., after the word "he," the words, "and the supervisors elected in the several wards of said city;" also by inserting before the word "shall" in line 6 of same section, the words "the controller."

38. By striking out section 19 of chapter 14.

39. By adding to section 13 of chapter XV. the words, "all amounts apportioned on account of mortgages shall be applied to the payment of the same to the extent of the interest of the mortgagee."

40. By amending the first subdivision of section 1 of chapter XVI. so as to read as follows: "To defray the expense of paving any street in front of private property, but no resolution ordering assessments for paving shall be passed except by a vote of two-thirds of the aldermen elect, and after a majority of the owners of property the front of which it is proposed to pave, have petitioned for such pavement;"

41. By inserting in line 1 of section 11, of chapter XIV., before the word "whenever" the word "hereafter;" also by striking out in line 13 the words "heretofore made as well as to those;"

42. By striking out in line 2 of section 12, of chapter XVI., the words "were, or hereafter;"

43. By striking out in line 4 of section 3, of chapter XVII., the word "under," and inserting the words "or by;"

44. By striking out all of section 14, chapter XVII.



In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. Harrington moved that the House concur in the amendments made to the bill by the Senate.

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Gould,	Mr. Markham,	Mr. Shetterly,
Allman,	Hankerd,	Martin,	Smith,
F. A. Baker,	Harrington,	Miller,	Stafford,
Baldwin,	Hawley,	Mills,	Steele,
Billings,	Hill,	Moore,	Stephenson,
Brown,	Howland,	Morrison,	Stevens,
Canfield,	Ireland,	Mosher,	Stinchcomb,
Chase,	Jewell,	Nixon,	Stone,
Clark,	S. Johnson,	Norris,	Thomson,
Coon,	W. W. Johnson,	North,	Turck,
Crandell,	Jones,	Parsons,	S. W. Turner,
Curtiss,	Keeler,	Palmer,	Twadell,
Dillmann,	Kelley,	Phelps,	Van Raalte,
Dowling,	Knight,	Prindle,	Walkinshaw,
Eaton,	Lee,	Reed,	Willetts,
Elliott,	Little,	Robbins,	Winchell,
Farr,	Ludlow,	Rork,	White,
Ferguson,	McArthur,	Sackrider,	Yeomans,
Gibbs,	McGinnis,	Sharts,	Speaker,
Gies,			

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#### NAYS.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, {  
Lansing, March 22, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to respectfully request the House to return to the Senate

House bill No. 76 (printed No. 126), entitled

A bill to incorporate the city of Dowagiac.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

On motion of Mr. S. Johnson,

The bill was taken from the table.

Mr. S. Johnson moved that the request of the Senate be granted;

Which motion prevailed.

The bill was then returned to the Senate.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 22, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following joint resolutions:

1. House joint resolution No. 37, entitled  
Joint resolution asking Congress for an appropriation for the making of a harbor of refuge at Grand Maria harbor, on Lake Superior;

2. House joint resolution No. 38, entitled  
Joint resolution asking Congress for an appropriation for improvement to the harbor at Saugatuck, in Allegan county;

3. House joint resolution No. 46, entitled  
Joint resolution asking Congress for an appropriation for the improvement of the harbor at Holland, in the county of Ottawa, and State of Michigan;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,  
JAMES H. STONE,  
*Secretary of the Senate.*

The joint resolutions were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 22, 1877. }

*To the Speaker of the House:*

SIR,—I am instructed by the Senate to return to the House the following joint resolution:

House joint resolution No. 40, entitled  
Joint resolution asking Congress for an appropriation for the improvement of the harbor of New Buffalo, Berrien county, State of Michigan;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,  
JAMES H. STONE,  
*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 22, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

10. House bill No. 100 (printed No. 56), entitled  
A bill to authorize any company that may be formed under the general laws of this State for the purpose of building a plank, wood, block, gravel, or stone road from some point on Griswold street, in the city of Port Huron, to the northwest corner of section 17, in town 6 north, of range 16 east, or to any point farther west, to charge and receive tolls for travel on said road at

the rate of three cents a mile for double teams, and one-half that rate for single teams, for the period of six years;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

On motion of Mr. Harrington,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 22, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 145, entitled

A bill to amend section 1 of chapter 188 of the compiled laws of 1871, being compiler's section 5954, relative to proof of demand in suit;

2. Senate bill No. 139, entitled

A bill to amend section 5545, of the compiled laws of 1871, relative to criminal proceedings before justices of the peace;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary,

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 22, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 136, entitled

A bill to amend section 1 of act No. 231 of the session laws of 1875, entitled "An act to prevent the sale or delivery of intoxicating liquors, wine, and beer to minors and to drunken persons, and to habitual drunkards; to provide a remedy against persons selling liquor to husbands or children in certain cases," approved May 3, 1875, and to prohibit the sale of intoxicating drinks on days of election;

2. Senate bill No. 146, entitled

A bill to provide for a probate register for the county of Monroe;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on liquor traffic.

The second named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The Speaker also announced the following :

SENATE CHAMBER,  
*Lansing, March 22, 1877.*

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to return to the House the following bill :

House bill No. 190 (printed No. 95), entitled

A bill to authorize the township board of the township of Menominee to regulate or prohibit auctions, and to license the same within the limits of said incorporated village of Menominee, in said township ;

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE.  
*Secretary of the Senate.*

On motion of Mr. Thomson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,  
*Lansing, March 22, 1877.*

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 142, entitled

A bill to amend section 7449 of the compiled laws of 1871, as amended by act number 135 of the session laws of 1873, approved April 29, 1873, in relation to fees of appraisers, commissioners, and others ;

2. Senate bill No. 144, entitled

A bill to amend section 15 of chapter 230, of the compiled laws of 1871, the same being compiler's section 5539, relative to criminal proceedings before justices of the peace ;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 22, 1877.* }

*To the Speaker of the House :*

SIR,—I am instructed by the Senate to return to the House the following bill:  
House bill No. 449 (printed No. 218), entitled

A bill to revise the charter of the city of Grand Rapids, being amendatory of an act entitled “An act to incorporate the city of Grand Rapids,” approved April 2d, 1850, as amended by the several acts amendatory thereof;

And to inform the House that the Senate has amended the same as follows:

1. By adding to the end of section 2, title II., the following: “*Provided, however,* That it shall only be necessary to give three days’ notice for the election to be held on the first Monday in April, 1877;”

2. By striking out line 1 to and including the word “years” in line 7, section 3, title II., and inserting in lieu thereof the following:

“SEC. 3. At the first annual election to be held in said city, after the passage of this act, and at each annual election thereafter, there be elected one alderman in each ward of said city, by the electors thereof voting in their several wards, who shall hold his office for the term of two years;”

3. By striking out the word “supervisor” in line 1, section 11, page 7;

4. By inserting after the word “appoint,” in line 10, section 11, page 7, the words “one or more;”

5. By striking out the word “supervisor,” in line 14, section 11, page 7, also, by striking out the word “alderman,” in the same line, and inserting in lieu thereof, the word “aldermen;”

6. By striking out words “of office,” in line 6, section 23, page 10, also by adding the letter “s” to the word “continue,” same line;”

7. By striking out the amendment made by the House to section 34, page 11, also, by striking out the word “seven,” in line 2, same section, and inserting in lieu thereof the word “eight,” also by striking out the figures “160, 161, and 162,” in line 5 of same section, and inserting in lieu thereof the following: “163, 164, 165, and 166;”

8. By striking out the words “and houses of ill-fame,” in line 1, second subdivision, page 14;

9. By striking out the nineteenth subdivision, page 15, and inserting in lieu thereof the following: “*Nineteenth.* To regulate and establish the line upon which buildings may be erected upon any street, lane, or alley in said city, and to prevent such buildings being erected nearer the street than such line, and to impose a fine upon any owner or builder violating this provision, not to exceed five hundred dollars.”

10. By striking out all of subdivision twenty-four, page 16, and inserting in lieu thereof the following: “*Twenty-fourth.* To regulate the soliciting of guests for hotels, and passengers and others to ride upon any railroad, boat, street car, omnibus, or stage;”

11. By striking out the words “common council,” in line 7, subdivision 41, page 18, and inserting in lieu thereof the words “board of public works;”

12. By striking out the words "and prevent," in line 3, subdivision 51, page 21;
13. By striking out the words "parts or," in line 2, subdivision 65, page 23;
14. By inserting after the word "cover," in line 2, section 12, page 25, the words "or otherwise guard;" also by inserting after the word "arches," same line, the words "or fences;" also, by inserting "such," in line 3, same section, the words "good and durable;" also, by striking out the words "as the common council shall direct," in some line;
15. By striking out the words "six months," in line 7, section 14, page 26, and inserting in lieu thereof, the words "one year;"
16. By striking out the word "purchases," in line 4, section 18, page 26, and inserting in lieu thereof the word "purchasers;"
17. By striking out the word "any," in line 4, section 21, page 27, and inserting in lieu thereof the word "all;" also, by adding the letter "s" to the word "person," same line;
18. By striking out the word "same," in line 2, section 6, page 29;
19. By striking out the words "and receive the same fees, and have," in line 2, section 23, page 33;
20. By inserting in line 7, section 26, page 23, after the word "otherwise," the following: "unless by a vote of all the aldermen elect of said city, present at any regular meeting of said common council;"
21. By striking out the words "school inspectors and" in line 1, section 31, page 34;
22. By striking out the words "relative to said works," in line 26, section 34, page 36, and inserting in lieu thereof the following: "upon the board of public works, relative to the water works of said city;"
23. By striking out the word "examine" in line 1, section 1, page 36;
24. By inserting after the word "city," in line 19, section 4, page 37, the words "Detroit house of correction;"
25. By striking out "his," in line 2, section 5, page 38, and inserting in lieu thereof the word "their;"
26. By striking out all of line 4, section 5, page 38, after the word "security;" also, by striking out all of line 5, same section, to the word "shall;" also, by striking out "such" in line 6, same section, and inserting in lieu thereof the word "any;"
27. By striking out the word "the," at the end of line 10, section 8, page 39; also, by striking out the words "five following days," in line 11, same section, and inserting in lieu thereof the following: "until and including Saturday of the next succeeding week;"
28. By striking out the word "second," in line 1, section 9, page 39, and inserting in lieu thereof the word "last;"
28. By striking out the word "hereby," in line 2, section 10, page 40;
29. By striking out the word "his," in line 13, section 11, page 40, and inserting in lieu thereof the word "their;"
30. By adding to the end of line 5, section 13, page 41, the following: "or in which he may have personal property;"
31. By striking out the word "to" in line 4, section 17, page 42.
32. By striking out the word "treasury" in line 5, section 18, page 42, and insert in lieu thereof the word "treasurer;"



33. By striking out the word "five" in line 2, section 22, page 43, and insert in lieu thereof the word "four;"

34. By striking out the word "or" in line 5, section 22, page 43, and insert in lieu thereof the word "and;" also, by striking out the word "the" at the end of same line; also, by striking out of line 6, same section, the words "four and one-half per cent;"

35. By inserting after the word "States" in line 6, section 22, page 43, the words "or it may be used for the purchase of any city bonds;" also, by striking out the words "or propose to divert," in line 8, same section; also, by adding to the end of section 22 the following: "*Provided*, That nothing in this section contained shall be so construed as to make it obligatory to raise more than fifty thousand dollars in any one year;"

36. By striking out the amendment made by the House to section 25, page 44.

37. By striking out the first eleven sections of title VI.;

38. By striking out all of section 14, page 50, after the word "improvement" in line 9;

39. By striking out all of line 1, section 15, page 50, after the word "shall."

40. By striking out the words "one thousand dollars" in line 2, section 18, page 51, and inserting in lieu thereof the words "three dollars per day when actually employed;"

41. By inserting the words "not to exceed four per cent," after the word "fees," in line 15, section 21, page 52;

42. By inserting the word "original" before the word "order" in line 8, section 57, page 65; also by inserting after the word "order," same line, the following: "of said common council upon which the proceedings are based;"

43. By striking out section 2 of title VII.;

44. By striking out the fourth sub-division of section 8, title VII.;

45. By inserting the following: "upon paying for the same the full value thereof" after the word "disease," in line 14, section 2, page 70;

46. By inserting the following: "known to them to be" after the word "person," in line 2, section 3, page 70;

47. By striking out the third subdivision of section 10, page 76, as amended by the House; also by inserting after the word "debt," in fourth subdivision, the words "and interest thereon;"

48. By inserting after the word "site," in line 4, section 12, page 77, the words "or in case of disaster to the water works of said city, to repair the same;"

49. By inserting after the word "or" in line 14, section 18, page 79, "Detroit house of correction;" also by striking out the following, in lines 14 and 15, same section, "in the State house of correction at Ionia;" also by striking out the word "six" in line 15, and inserting in lieu thereof the word "three."

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

On motion of Mr. Cheney,

The bill was referred to the committee on municipal corporations.



Mr. McGinnis moved that there be a call of the House ;

Which motion prevailed.

On motion of Mr. Conely,

The rules were suspended, two-thirds of all the members present voting therefor, and the bar of the house was closed before the call of the roll.

On motion of Mr. F. A. Baker,

All further proceedings under the call were dispensed with.

The Speaker also announced the following :

SENATE CHAMBER, )  
*Lansing, March 22, 1877.* )

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to return to the House the following bill :

House bill No. 214, entitled

A bill to amend an act entitled "An act to incorporate the city of Wyandotte," being act number 297 of the session laws of 1867, approved March 5, 1867, as amended by act number 330 of the session laws of 1869, approved March 22, 1869, as amended by act number 246 of the session laws of 1873, approved April 4, 1873, as amended by act number 367 of the session laws of 1875, approved April 27, 1875,

And to inform the House that the Senate has amended the same by inserting after the word "resignation" in line 15, section 7, the words "removal from office, neglect to qualify,"

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. Crandell moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Gies,	Mr. Markham,	Mr. Sharts,
F. A. Baker,	Gould,	Martin,	Shetterly,
Billings,	Hamilton,	Miller,	Smith,
Brown,	Hankerd,	Moore,	Stafford,
Canfield,	Hawley,	Morrison,	Steele,
Chase,	Howland,	Mosher,	Stinchcomb,
Clark,	Ireland,	Nixon,	Stone,
Conely,	Jewell,	Norris,	Thomson,
Coon,	S. Johnson,	North,	Turck,
Crandell,	W.W. Johnson,	Parsons,	Valade,
Curtiss,	Jones,	Palmer,	Walkinshaw,
Davis,	Kelley,	Phelps,	Welker,
Dillmann,	Knight,	Prindle,	Willett,
Dowling,	Lee,	Reed,	White,
Eaton,	Ludlow,	Robbins,	Woodworth,

Mr. Farr,  
Ferguson,  
Gibbs,

Mr. McArthur,  
McGinnis,

Mr. Ross,  
Sackrider,

Mr. Yeomans,  
Speaker,

68

NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,  
*Lansing, March 22, 1877.* }

*To the Speaker of the House of Representatives :*

SIR—I am instructed by the Senate to transmit the following bill :

Senate manuscript bill, entitled

A bill to detach certain territory from the township of Alabaster, in Iosco county, and organize the same into a separate township, to be known as the township of Burleigh,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and

Pending the reference,

On motion of Mr. Stone,

The rule requiring the second and third reading of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Abbott,  
F. A. Baker,  
Billings,  
Brown,  
Canfield,  
Chase,  
Clark,  
Conely,  
Coon,  
Crandell,  
Curtiss,  
Davis,  
Dillmann,  
Dowling,  
Eaton,  
Elliott,

Mr. Gies,  
Hamilton,  
Hankerd,  
Hawley,  
Hayes,  
Hill,  
Ireland,  
Jewell,  
S. Johnson,  
W. W. Johnson,  
Jones,  
Keeler,  
Kelley,  
Knight,  
Lee,  
Ludlow,

Mr. Markham,  
Martin,  
Miller,  
Mills,  
Moore,  
Morrison,  
Mosher,  
Nixon,  
Norris,  
North,  
Palmer,  
Reed,  
Robbins,  
Rork,  
Ross,  
Sackrider,

Mr. Shetterly,  
Smith,  
Stafford,  
Steele,  
Stephenson,  
Stone,  
Thomson,  
Turck,  
Twadell,  
Walkinshaw,  
Welker,  
Willett,  
Winchell,  
White,  
Wood,  
Yeomans,

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 22, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following joint resolutions:

1. House joint resolution No. 37, entitled  
Joint resolution asking Congress for an appropriation for the making of a harbor of refuge at Grand Maria harbor, on Lake Superior;
2. House joint resolution No. 38, entitled  
Joint resolution asking Congress for an appropriation for improvement to the harbor at Saugatuck, in Allegan county;
3. House joint resolution No. 46, entitled  
Joint resolution asking Congress for an appropriation for the improvement of the harbor at Holland, in the county of Ottawa, and State of Michigan;  
In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The joint resolutions were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 22, 1877. }

*To the Speaker of the House:*

SIR,—I am instructed by the Senate to return to the House the following joint resolution:

- House joint resolution No. 40, entitled  
Joint resolution asking Congress for an appropriation for the improvement of the harbor of New Buffalo, Berrien county, State of Michigan;  
In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 22, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following bill:

10. House bill No. 100 (printed No. 56), entitled  
A bill to authorize any company that may be formed under the general laws of this State for the purpose of building a plank, wood, block, gravel, or stone road from some point on Griswold street, in the city of Port Huron, to the northwest corner of section 17, in town 6 north, of range 16 east, or to any point farther west, to charge and receive tolls for travel on said road at

the rate of three cents a mile for double teams, and one-half that rate for single teams, for the period of six years ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

On motion of Mr. Harrington,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,  
*Lansing, March 22, 1877.* }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 145, entitled

A bill to amend section 1 of chapter 188 of the compiled laws of 1871, being compiler's section 5954, relative to proof of demand in suit ;

2. Senate bill No. 139, entitled

A bill to amend section 5545, of the compiled laws of 1871, relative to criminal proceedings before justices of the peace ;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary,

The Speaker also announced the following :

SENATE CHAMBER,  
*Lansing, March 22, 1877.* }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 136, entitled

A bill to amend section 1 of act No. 231 of the session laws of 1875, entitled "An act to prevent the sale or delivery of intoxicating liquors, wine, and beer to minors and to drunken persons, and to habitual drunkards ; to provide a remedy against persons selling liquor to husbands or children in certain cases," approved May 3, 1875, and to prohibit the sale of intoxicating drinks on days of election ;

2. Senate bill No. 146, entitled

A bill to provide for a probate register for the county of Monroe ;

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. McArthur, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 428 (G. O. 189), entitled

A bill to authorize the board of supervisors of the county of Cheboygan to audit and pay certain expenses for the superintendence and engineering services upon work now being done by the State, in improving the navigation of the lakes and rivers of Cheboygan county and their tributaries ;

Which motion prevailed.

On motion of Mr. McArthur,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. McGinnis,	Mr. Sharts,	
F. A. Baker,	Gies,	Markham,	Shetterly,	
Billings,	Gould,	Martin,	Smith,	
Brown,	Hamilton,	Miller,	Stafford,	
Canfield,	Hankerd,	Moore,	Steele,	
Chase,	Hawley,	Morrison,	Stinchcomb,	
Cheney,	Hill,	Mosher,	Stone,	
Clark,	Howland,	Nixon,	Thomson,	
Conely,	Ireland,	Norris,	Turck,	
Coon,	Jewell,	North,	Twadell,	
Curtiss,	S. Johnson,	Parsons,	Walkinshaw,	
Davis,	W.W. Johnson,	Palmer,	Welker,	
Dillmann,	Jones,	Phelps,	Willett,	
Dowling,	Keeler,	Reed,	White,	
Eaton,	Knight,	Robbins,	Woodworth,	
Elliott,	Lee,	Rork,	Yeomans,	
Ferguson,	Ludlow,	Ross,	Speaker,	71
Fletcher,	McArthur,	Sackrider,		

#### NAYS.

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Title agreed to.

On motion of Mr. McArthur,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 218 (G. O. 103), entitled

A bill to prevent the sale of fruits and vegetables in cases, boxes, or baskets less than the legal measure,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Yeomans moved to amend by adding to the end thereof the following :

*Provided*, That the provisions of this act shall apply to the city of Detroit only ;

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Gibbs,	Mr. Markham,	Mr. Shetterly,
F. A. Baker,	Gies,	Martin,	Smith,
Billings,	Gould,	Miller,	Stafford,
Brown,	Hamilton,	Moore,	Steele,
Canfield,	Hankerd,	Morrison,	Stephenson,
Chase,	Hawley,	Mosher,	Stinchcomb,
Cheney,	Hill,	Nixon,	Stone,
Clark,	Howland,	Norris,	Thomson,
Conely,	Ireland,	North,	Turck,
Coon,	Jewell,	Parsons,	Twadell,
Crandell,	S. Johnson,	Palmer,	Walkinshaw,
Curtiss,	W.W. Johnson,	Phelps,	Welker,
Davis,	Jones,	Reed,	Willetts,
Dillmann,	Keeler,	Robbins,	Winchell,
Dowling,	Lee,	Rork,	White,
Eaton,	Ludlow,	Ross,	Wood,
Elliott,	McArthur,	Sackrider,	Woodworth,
Ferguson,	McGinnis,	Sharts,	Speaker,
Fletcher,			73

## NAYS.

Mr. Yeomans, 1

Title agreed to.

On motion of Mr. McGinnis,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 3 (G. O. 104), entitled

A bill to amend section 71 of chapter 136 of the compiled laws of 1871, entitled "Primary Schools," being compiler's section 3641.

Pending the third reading of the bill,

On motion of Mr. F. A. Baker,

The bill was recommitted to the committee on education.

Senate bill No. 128, entitled

A bill to provide for the incorporation of St. Andrew's Societies,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Abbott,	Mr. Fletcher,	Mr. McArthur,	Mr. Sharts.
F. A. Baker,	Gibbs,	McGinnis,	Shetterly,
Baldwin,	Gies,	Martin,	Smith.
Billings,	Gould,	Miller,	Stafford,
Brown,	Hamilton,	Moore,	Steele,
Canfield,	Hankerd,	Morrison,	Stephenson,
Chase,	Hawley,	Nixon,	Stinchcomb,
Clark,	Hayes,	Norris,	Stone,
Conely,	Hill,	North,	Thomson,

Mr. Coon, Crandell, Curtiss, Davis, Dillmann, Dowling, Eaton, Elliott, Ferguson,	Mr. Howland, Ireland, Jewell, W. W. Johnson, Jones, Keeler, Kelley, Lee, Ludlow,	Mr. Parsons, Palmer, Phelps, Prindle, Reed, Robbins, Rork, Ross, Sackrider,	Mr. Turck, Walkinshaw, Welker, Willett, Winchell, White, Woodworth, Yeomans, Speaker,	72 0
NAYS.				

Title agreed to.

On motion of Mr. Sharts,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent, the following report was made :

By the committee on municipal corporations :

The committee on municipal corporations, to whom was recommitted,  
House bill No. 449, entitled

A bill to revise the charter of the city of Grand Rapids, being amendatory of an act entitled "An act to incorporate the city of Grand Rapids," approved April 2d, 1850, as amended by the several acts amendatory thereof,

And the Senate amendments thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the amendments be concurred in, and ask to be discharged from the further consideration of the subject.

S. L. BALDWIN, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the amendments made to the bill by the Senate,

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Abbott, F. A. Baker, Baldwin, Billings, Brown, Canfield, Chase, Cheney, Clark, Conely, Coon, Curtiss, Davis, Dillmann, Dowling, Eaton,	Mr. Fletcher, Gibbs, Gies, Gould, Hamilton, Hankerd, Hawley, Hill, Howland, Ireland, Jewell, W. W. Johnson, Jones, Keeler, Kelley, Knight,	Mr. McArthur, McGinnis, Markham, Martin, Miller, Moore, Morrison, Nixon, Norris, North, Parsons, Palmer, Phelps, Prindle, Reed, Rork,	Mr. Sackrider, Sharts, Smith, Stafford, Steele, Stephenson, Stinchcomb, Stone, Thomson, Turck, Walkinshaw, Welker, Willett, Winchell, White, Yeomans,
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Mr. Elliott, Ferguson,	Mr. Lee, Ludlow,	Mr. Ross,	Mr. Speaker,	70
NAYS.				0

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### MOTIONS AND RESOLUTIONS.

Mr. Dowling moved to discharge the committee of the whole from the further consideration of

House bill No. 553 (G. O. 239), entitled  
A bill to consolidate Wenona, Banks, and Salzburgh, to be known as the city of West Bay City;

Which motion prevailed.

On motion of Mr. Dowling,

The bill was referred to the committee on municipal corporations.

On motion of Mr. F. A. Baker,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Allen asked and obtained leave of absence for the committee on education during the afternoon.

Mr. Baldwin asked and obtained leave of absence for Mr. Prindle until the 27th.

Mr. McArthur asked and obtained leave of absence for himself, after to-day, until the 28th.

Mr. Kelley, by unanimous consent, moved to take from the table

House bill No. 16 (G. O. 107), entitled

A bill to incorporate the public schools of the township of Long Rapids;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Allen demanded the previous question.

The demand was seconded.

The question being, shall the main question be now put,

The same was ordered.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott, Allen, Billings, Brown, Canfield, Chase,	Mr. Eaton, Edwards, Elliott, Hawley, Hayes, Hopkins,	Mr. Norris, Phelps, Robbins, Sackrider, A. J. Sawyer, Sharts,	Mr. Thomson, Turck, S. W. Turner, Walkinshaw, Welker, Willett,
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Mr. Cheney, Clark, Crandell, Curtiss, Davis,	Mr. Jones, Keeler, McArthur, Moore, Nixon,	Mr. Stafford, Steele, Stephenson, Stevens, Stone,	Mr. Winchell Woodward Yeomans Speaker,
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## NAYS

Mr. Conely, Coon, Dillmann, Ferguson, Gibbs, Gould, Hamilton, Hankerd,	Mr. Hill, Howland, Ireland, Jewell, W. W. Johnson, Kelley, Laubach,	Mr. Lee, Ludlow, Markham, Martin, Miller, Mosher, Palmer,	Mr. Reed, Rork, Ross, Shetterly, Stinchcomb, Twadell, White,
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Pending the announcement of the vote,

Mr. Ferguson moved that Mr. Hill be excused from voting ;

Which motion did not prevail.

Mr. Hill then voted as recorded above.

Mr. Yeomans moved that Mr. Hayes be excused from voting ;

Which motion did not prevail.

Mr. Hayes then voted as recorded above.

Mr. Howland moved that Mr. White be excused from voting ;

Which motion did not prevail.

Mr. White then voted as recorded above.

On motion of Mr. Abbott,

The rules were suspended, two-thirds of all the members present voting therefor, and the House took up the order of

## MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }  
Lansing, March 23, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 132, entitled

A bill to provide for the division of the township of Hamtramck, Wayne county, into two districts for general election purposes ;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and

Pending the reference,

On motion of Mr. Crandell,

The rule requiring the second and third readings of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage,

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

On motion of Mr. Conely,

The bill was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 23, 1877.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following;  
House bill No. 140, entitled

A bill to amend an act entitled “An act to amend section five (5) of chapter twenty-four (24) of the compiled laws of eighteen hundred and seventy-one (1871),” being an act relative to persons liable to work on highways, and making assessment therefor, as amended by act No. 179 of the session laws of 1875, approved May 1, 1875,

And to inform the House that the Senate has amended the same by adding to the second subdivision of recited section five the following: “*And provided further,* That in case the electors of any township at their annual meeting shall neglect or refuse to vote a highway tax as hereinbefore provided, the commissioner of highways shall assess a highway tax which shall not exceed one-half day’s labor upon each one hundred dollars valuation of his township;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

Mr. Abbott moved that the House concur in the amendments made to the bill by the Senate.

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hamilton,	Mr. McArthur,	Mr. Stafford,
Billings,	Hankerd,	McGinnis,	Steele,
Brown,	Hawley,	Markham,	Stephenson,
Canfield,	Hayes,	Martin,	Stinchcomb,
Chase,	Hill,	Miller,	Stone,
Cheney,	Hopkins,	Moore,	Thomson,
Clark,	Howland,	Mosher,	Turck,
Conely,	Ireland,	Nixon,	S. W. Turner,
Crandell,	Jewell,	Palmer,	Twadell,
Curtiss,	W. W. Johnson,	Phelps,	Walkinshaw,
Davis,	Jones,	Reed,	Welker,
Dillmann,	Keeler,	Robbins,	Willett,
Eaton,	Kelley,	Rork,	Winchell,
Elliott,	Knight,	Ross,	White,
Ferguson,	Laubach,	Sackrider,	Woodworth,
Gibbs,	Lee,	Sharts,	Yeomans,
Gould,	Ludlow,	Shetterly,	Speaker, 67

#### NAYS.

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Mr. Cheney, Clark, Crandell, Curtiss, Davis,	Mr. Jones, Keeler, McArthur, Moore, Nixon,	Mr. Stafford, Steele, Stephenson, Stevens, Stone,	Mr. Winchell, Woodworth, Yeomans, Speaker,	43
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## NAYS

Mr. Conely, Coon, Dillmann, Ferguson, Gibbs, Gould, Hamilton, Hankerd,	Mr. Hill, Howland, Ireland, Jewell, W. W. Johnson, Kelley, Laubach,	Mr. Lee, Ludlow, Markham, Martin, Miller, Mosher, Palmer,	Mr. Reed, Rork, Ross, Shetterly, Stinchcomb, Twadell, White,	29
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Pending the announcement of the vote,

Mr. Ferguson moved that Mr. Hill be excused from voting ;

Which motion did not prevail.

Mr. Hill then voted as recorded above.

Mr. Yeomans moved that Mr. Hayes be excused from voting ;

Which motion did not prevail.

Mr. Hayes then voted as recorded above.

Mr. Howland moved that Mr. White be excused from voting ;

Which motion did not prevail.

Mr. White then voted as recorded above.

On motion of Mr. Abbott,

The rules were suspended, two-thirds of all the members present voting therefor, and the House took up the order of

## MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,  
Lansing, March 23, 1877. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 132, entitled

A bill to provide for the division of the township of Hamtramck, Wayne county, into two districts for general election purposes ;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and

Pending the reference,

On motion of Mr. Crandell,

The rule requiring the second and third readings of bills to be on different days was suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage,

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

On motion of Mr. Conely,

The bill was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 23, 1877. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to return to the House the following;  
House bill No. 140, entitled

A bill to amend an act entitled “An act to amend section five (5) of chapter twenty-four (24) of the compiled laws of eighteen hundred and seventy-one (1871),” being an act relative to persons liable to work on highways, and making assessment therefor, as amended by act No. 179 of the session laws of 1875, approved May 1, 1875,

And to inform the House that the Senate has amended the same by adding to the second subdivision of recited section five the following: “*And provided further,* That in case the electors of any township at their annual meeting shall neglect or refuse to vote a highway tax as hereinbefore provided, the commissioner of highways shall assess a highway tax which shall not exceed one-half day’s labor upon each one hundred dollars valuation of his township;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,  
*Secretary of the Senate.*

Mr. Abbott moved that the House concur in the amendments made to the bill by the Senate.

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Abbott,	Mr. Hamilton,	Mr. McArthur,	Mr. Stafford,
Billings,	Hankerd,	McGinnis,	Steele,
Brown,	Hawley,	Markham,	Stephenson,
Canfield,	Hayes,	Martin,	Stinchcomb,
Chase,	Hill,	Miller,	Stone,
Cheney,	Hopkins,	Moore,	Thomson,
Clark,	Howland,	Mosher,	Turck,
Conely,	Ireland,	Nixon,	S. W. Turner,
Crandell,	Jewell,	Palmer,	Twadell,
Curtiss,	W. W. Johnson,	Phelps,	Walkinshaw,
Davis,	Jones,	Reed,	Welker,
Dillmann,	Keeler,	Robbins,	Willett,
Eaton,	Kelley,	Rork,	Winchell,
Elliott,	Knight,	Ross,	White,
Ferguson,	Laubach,	Sackrider,	Woodworth,
Gibbs,	Lee,	Sharts,	Yeomans,
Gould,	Ludlow,	Shetterly,	Speaker, 67

#### NAYS.

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